

**City of Miami Beach - City Commission Meeting
Commission Chambers, 3rd Floor, City Hall
1700 Convention Center Drive
September 8, 2005**

Mayor David Dermer
Vice-Mayor Matti Herrera Bower
Commissioner Simon Cruz
Commissioner Luis R. Garcia, Jr.
Commissioner Saul Gross
Commissioner Jose Smith
Commissioner Richard L. Steinberg

City Manager Jorge M. Gonzalez
City Attorney Murray H. Dubbin
City Clerk Robert E. Parcher

Visit us on the Internet at www.miamibeachfl.gov for agendas and video "streaming" of City Commission Meetings.

ATTENTION ALL LOBBYISTS

Chapter 2, Article VII, Division 3 of the City Code of Miami Beach entitled "Lobbyists" requires the registration of all lobbyists with the City Clerk prior to engaging in any lobbying activity with the City Commission, any City Board or Committee, or any personnel as defined in the subject Code sections. Copies of the City Code sections on lobbyists laws are available in the City Clerk's office. Questions regarding the provisions of the Ordinance should be directed to the Office of the City Attorney.

Special note: In order to ensure adequate public consideration, if necessary, the Mayor and City Commission may move any agenda item to the alternate meeting date which will only be held if needed. In addition, the Mayor and City Commission may, at their discretion, adjourn the Commission Meeting without reaching all agenda items.

Call to Order - 9:00 a.m.
Inspirational Message, Pledge of Allegiance
Requests for Additions, Withdrawals, and Deferrals

Presentations and Awards

PA Presentations and Awards

Consent Agenda

C2 Competitive Bid Reports
C4 Commission Committee Assignments
C6 Commission Committee Reports
C7 Resolutions

Regular Agenda

R2 Competitive Bid Reports
R5 Ordinances
R6 Commission Committee Reports
R7 Resolutions
R9 New Business and Commission Requests
R10 City Attorney Reports

Reports and Informational Items

Miami Beach



*"We are committed to providing excellent public service
and safety to all who live, work, and play in our vibrant, tropical, historic community."*

PA - Presentations and Awards

- PA1 Presentation Of A Check From State Legislators To The City Of Miami Beach, For The Florida Recreation Development Assistance Program Grant, In The Amount Of \$200,000 For Normandy Isle Park Renovation And \$80,000 For Muss Park Renovation Project. (Page 2)
(Grants Management)
- PA2 Certificates Of Appreciation To Be Presented To Four (4) Ocean Rescue Lifeguards For Winning Events In The United States Lifesaving Association.
(Requested by Commissioners Luis R. Garcia, Jr. & Richard L. Steinberg)
- PA3 Certificates Of Appreciation To Be Presented To Employee Of The Month "At Your Service Award" Winners For The Months Of June, July And August 2005.
(City Manager's Office)
- PA4 Proclamation Declaring September 15 - October 14, 2005 Hispanic Heritage Month In The City Of Miami Beach.
(City Manager's Office)

CONSENT AGENDA

Action:
Moved:
Seconded:
Vote:

C2 - Competitive Bid Reports

- C2A Request For Approval To Purchase One (1) 2006 Ford Ranger 4x2 Pick Up Truck And One (1) 2006 Ford Ranger 4x4 Pick Up Truck, From Garber Ford, In The Amount of \$30,238.30, Pursuant To Florida State Contract No. 04-12-0823. (Page 5)
(Fleet Management)
- C2B Request For Approval To Purchase Two (2) 2006 Ford F450 Crew Cab 4x2 Trucks With 12 Ft Landscape Dump Body, From Duval Ford, Pursuant To Florida State Contract No. 070-001-05-01, In The Amount Of \$69,800.00. (Page 8)
(Fleet Management)
- C2C Request For Approval To Purchase One (1) 2005 Bobcat Skid Steer Loader With Attachments, From Kipper Tools, Pursuant To General Services Administration Contract No. GS-06F-0018L, In The Amount Of \$59,402.68. (Page 11)
(Fleet Management)

C2 - Competitive Bid Reports (Continued)

- C2D Request For Approval To Purchase Two (2) Gooseneck Cargo Trailers From Rayside Truck And Trailer, Inc., Pursuant To City Of Miami Beach Bid No. 35-04/05 In The Amount Of \$33,150.00.
(Page 16)
(Fleet Management)
- C2E Request For Approval To Award A Contract To Johnson Controls Pursuant To Invitation To Bid No. 18-04/05, For The Air Handling Unit Replacement At The Scott Rakow Youth Center For The City Of Miami Beach In The Amount Of \$35,470. (Page 19)
(Public Works)
- C2F Request For Approval To Award A Contract To FXP Corp. In The Amount Of \$183,150.00, Pursuant To Invitation To Bid No. 17-04/05 For Various HVAC Renovations For The Police Station.
(Page 22)
(Public Works)
- C2G Request For Approval To Reject All Bids Received, Pursuant To Invitation To Bid No. 13-04/05 For Service/Maintenance Agreement On HVAC Systems At The Bass Museum Of Art. (Page 27)
(Public Works)
- C2H Request For Approval To Award A Contract To Austin Tupler Trucking, Inc. In The Estimated Annual Amount Of \$159,960, Pursuant To Invitation To Bid No. 20-04/05 For The Removal And Disposal Of Construction Debris And Asphalt. (Page 30)
(Public Works)
- C2I Request For Approval To Award A Contract To National Captioning Institute, Inc., Pursuant To Invitation To Bid No. 31-04/05 For Real-Time Closed Captioning Services Of All City Of Miami Beach Commission Meetings, And Other Televised Meetings, As Required, In The Estimated First Year Amount Of \$41,000, And An Estimated Annual Amount Of \$38,000 For Follow On Years, For A Two (2) Year Period, With The Option To Renew For An Additional Three (3) Years, On A Year To Year Basis. (Page 35)
(Public Works)
- C2J Request For Approval To Award A Contract To E-Z-Go, Division Of Textron Inc., In The Amount Of \$188,208, In Thirty-Six Monthly Installments Of \$5,228, Pursuant To Invitation To Bid No. 32-04/05 For The Lease Of Golf Carts And Other Miscellaneous Golf Equipment/Vehicles. (Page 40)
(Parks & Recreation)

C4 - Commission Committee Assignments

- C4A Referral To The Land Use And Development Committee - An Ordinance Amending The Land Development Regulations Of The Code Of The City Of Miami Beach, By Amending Chapter 118, "Administration And Review Procedures," Article VI, "Design Review Procedures" By Clarifying The Scope Of Review Of The Design Review Board As It Pertains To Single Family Homes And Townhomes. (Page 52)
(Planning Department)
- C4B Referral To The Land Use & Development Committee - HP Board Recommendations. (Page 56)
(Requested by Commissioner Saul Gross)
- C4C Referral To The Appropriate Committee(s) To Convene A Task Force Committee To Discuss And Recommend Condominium Reform Items. (Page 60)
(Requested by Commissioner Luis R. Garcia, Jr.)

C7 - Resolutions

- C7A A Resolution Requesting That The State Of Florida Modify The Boundaries Of The Miami Beach Enterprise Zone, As Identified In Attachment 'A' To This Resolution; And Further Requesting That The Miami-Dade County Board Of County Commissioners Apply To The State Of Florida For Said Modification. (Page 63)
(Economic Development)
- C7B A Resolution Authorizing The City Manager Or His Designee To Apply For The Following Grant Funds: 1) The Florida Sea Turtle Grants Program In An Amount Not To Exceed \$40,000 For A Sea Turtle Conservation And Education Program, And; 2) The Florida Department Of State, Division Of Library And Information Services FY 2005, Florida Local Historical Records Grant Program For Funding In An Amount Not To Exceed \$5,000 For Funds To Archive And Make Accessible Historical Material Related To The History Of The City Of Miami Beach; Further Appropriating The Grant And Match, If Approved And Accepted By The City; And Authorizing The Execution All Necessary Documents Related To This Application. (Page 76)
(Grants Management)
- C7C A Resolution Authorizing The City Manager Or His Designee To Apply For And Accept A Highway Beautification Grant In An Amount Not To Exceed \$300,000, And Enter Into A Highway Beautification Council Grant, Landscape Construction, And Maintenance Memorandum Of Agreement With The Florida Department Of Transportation For Landscaping And The Installation Of Irrigation Along Portions Of Indian Creek Drive To Be Matched With An Amount Not To Exceed \$300,000 Of City Funding; Further Appropriating The Grant And Match, If Approved And Accepted By The City; And Authorizing The Execution All Necessary Documents Related To This Application. (Page 81)
(Grants Management)

C7 - Resolutions (Continued)

- C7D A Resolution Approving And Authorizing The Administration To Issue A Purchase Order To Motorola, As The Sole Source Provider Of The Omnitrak Latent Station, For The Police Department's Fingerprint And Palm Print System, In The Estimated Amount Of \$93,100. (Page 86)
(Police Department)
- C7E A Resolution Accepting The Donation Of Fifteen (15) Office Type Electrical Lamps, At An Average Retail Value Of \$398.66 Each For A Total Of \$5,980.00, From Graciela Pagani, To Be Utilized For Lighting In Various Offices Located In The Miami Beach Police Department Headquarters Building. (Page 93)
(Police Department)
- C7F A Resolution Authorizing The Mayor, Or His Designee, And The City Clerk To Execute A Mutual Aid Agreement With The City Of Hialeah Gardens, Florida, For The Purpose Of Coordinating Law Enforcement Planning, Operations, And Mutual Aid Benefit Between The City Of Miami Beach And The City Of Hialeah Gardens. (Page 96)
(Police Department)
- C7G A Resolution Ratifying A Contract, In The Total Amount Of \$48,321.88, To Master Mechanical Services, Inc., To Provide For Air Conditioning Replacement And Interior Duct System Replacement Services At Fire Station No. 1. (Page 99)
(Public Works)
- C7H A Resolution Ratifying A Contract, In The Total Amount Of \$41,175, To Homestead Concrete And Drainage Inc., For Concrete And Pavers Installation Work On The Richmond Hotel Section Of The Beachwalk Project. (Page 106)
(Public Works)
- C7I A Resolution Ratifying A Contract, In The Total Amount Of \$55,800, To Gonzalez Painting And Waterproofing, Inc., To Provide For Pressure Cleaning, Waterproofing, And Painting Services At Miami Beach City Hall (The Project). (Page 113)
(Public Works)
- C7J A Resolution Ratifying A Contract, In The Total Amount Of \$41,504, To Johnson Controls, Inc., To Provide For Air Conditioning Equipment Replacement Services At The Public Works Yard Facility. (Page 120)
(Public Works)
- C7K A Resolution Setting A First Public Hearing To Consider Extending The Approval Of The Miami Beach Convention Center As A Venue For Conventions, Expositions Or Events Involving Adult Materials, Pursuant To The Provisions Of Section 847.0134, Florida Statutes; and Referring The Matter To The Land Use And Development Committee. (Page 127)
(Tourism & Cultural Development)

C7 - Resolutions (Continued)

- C7L A Resolution Ratifying The City Manager's Ranking Of Proposals Received, Pursuant To Request For Proposals (RFP) No. 28-04/05, For The Design, Installation, On-Going Servicing And Maintenance Of A Citywide Holiday Decorations Program; Ratifying The Administration's Negotiations With The Top-Ranked Firm Of Christmas Designers, Inc.; And Authorizing The Mayor And City Clerk To Execute An Agreement With Christmas Designers, Inc. Upon Completion Of Successful Negotiations By The Administration; Further Authorizing And Appropriating \$150,000 From The Fiscal Year 2004 - 2005 Resort Tax Contingency, For A Project Cost Not To Exceed \$300,000. (Page 134)
(Parks & Recreation)

End of Consent Agenda

**PA
PRESENTATION
& AWARDS**

PA - Presentations and Awards

- PA1 Presentation Of A Check From State Legislators To The City Of Miami Beach, For The Florida Recreation Development Assistance Program Grant, In The Amount Of \$200,000 For Normandy Isle Park Renovation And \$80,000 For Muss Park Renovation Project.
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- PA3 Certificates Of Appreciation To Be Presented To Employee Of The Month "At Your Service Award" Winners For The Months Of June, July And August 2005.
(City Manager's Office)
- PA4 Proclamation Declaring September 15 - October 14, 2005 Hispanic Heritage Month In The City Of Miami Beach.
(City Manager's Office)

AGENDA ITEM PA1-4
DATE 9-8-05

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**CITY OF MIAMI BEACH
COMMISSION ITEM SUMMARY**



Condensed Title:

Request For Approval To Purchase One (1) 2006 Ford Ranger 4x2 Pick Up Truck And One (1) 2006 Ford Ranger 4x4 Pick Up Truck, From Garber Ford, In The Amount Of \$30,238.30, Pursuant To Florida State Contract No. 04-12-0823.

Issue:

Shall the Commission approve the purchase?

Item Summary/Recommendation:

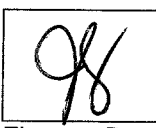
One (1) 2006 Ford Ranger 4x4 pick up truck and one (1) 2006 Ford Ranger 4x2 pick up truck are budgeted **replacements** and are funded by the Fleet Management Fund. All the vehicles will be used by Parks Department Maintenance division supervisors. The 2006 Ford Ranger 4x4 Pick Up will be used by an Irrigation supervisor in duties performed frequently along the City's beach dunes.

The Administration recommends approving the purchase.

Advisory Board Recommendation:

n/a

Financial Information:

Source of Funds:		Amount	Account	Approved
 Finance Dept.	1	\$30,238.30	510.1780.000673 Fleet Management Fund - Capital Account	
	2			
	3			
	4			
	Total	\$30,238.30		

City Clerk's Office Legislative Tracking:

Andrew E. Terpak

Sign-Offs:

Department Director		Assistant City Manager	City Manager
AET	KS	RCM	JMG
GL			

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AGENDA ITEM C2A

DATE 9-8-05

CITY OF MIAMI BEACH

CITY HALL 1700 CONVENTION CENTER DRIVE MIAMI BEACH, FLORIDA 33139
www.miamibeachfl.gov



COMMISSION MEMORANDUM

To: Mayor David Dermer and
Members of the City Commission

Date: September 8, 2005

From: Jorge M. Gonzalez
City Manager

A handwritten signature of Jorge M. Gonzalez.

Subject: REQUEST FOR APPROVAL TO PURCHASE ONE 2006 FORD RANGER 4X2 PICK UP TRUCK AND ONE (1) 2006 FORD RANGER 4X4 PICK UP TRUCK, FROM GARBER FORD, IN THE AMOUNT OF \$30,238.30, PURSUANT TO FLORIDA STATE CONTRACT NO. 04-12-0823.

ADMINISTRATION RECOMMENDATION

Approve the purchase.

BID AMOUNT AND FUNDING:

\$30,238.30 Fleet Management Fund Capital Account 510.1780.000673

ANALYSIS:

The one (1) 2006 Ford Ranger 4X2 pick up truck and one (1) 2006 Ford Ranger 4x4 pick up truck are recommended to be purchased pursuant to Florida State Contract No. 04-12-0823.

One (1) 2006 Ford Ranger 4x4 pick up truck and one (1) 2006 Ford Ranger 4x2 are budgeted replacements and will be funded by the Fleet Management Fund. These vehicles will be used by the Parks Maintenance Division. Because of the Parks Maintenance Division's recent realignment, the smaller, more adaptable work trucks, in lieu of larger one-ton trucks, will increase the efficiency of operations. The one (1) 2006 Ford Ranger 4x2 pick up truck will be used by a Parks Maintenance supervisor in performing daily supervisory duties, inspections and follow-up of various maintenance projects throughout the City. The 2006 Ford Ranger 4x4 will be used by the Irrigation supervisor in duties frequently performed along the beach dunes. Both of the vehicles will be equipped with a tow package for light equipment.

The vehicles listed below have met or exceeded the established criteria for replacement:

Veh#	Dept.	Year	Make/Model	Mileage	Life To Date Maintenance	Condition
550-4	0940	1994	Ford F-350	50,274	\$8,449.01	Poor
551-4	0940	1994	Ford F-350	46,314	\$10,814.00	Poor

Criteria for replacement of vehicles are based on age, mileage, maintenance, engine hours (one hour idling = 35 miles), and overall condition of the vehicle. The life to date maintenance includes all costs associated with the vehicle, including, but not limited to, repairs, routine maintenance, accidents and other damage.

All deadlined vehicles and equipment are used as a trade-in or sold at public auction. This process effectively reduces our cost of ownership and completes the life cycle.

The Administration recommends that the City Commission approve the purchase pursuant to Florida State Contract No. 04-12-0823 of one (1) 2006 Ford Ranger 4x2 Pick Up Truck and one (1) 2006 Ford Ranger 4x4 Pick Up Truck, from Garber Ford, in the amount of \$30,238.30.

**CITY OF MIAMI BEACH
COMMISSION ITEM SUMMARY**



Condensed Title:

Request For Approval To Purchase Two (2) 2006 Ford F450 Crew Cab 4x2 Trucks With 12 Ft Landscape Dump Body, From Duval Ford, Pursuant To Florida State Contract No. 070-001-05-01, In The Amount Of \$69,800.00

Issue:

Shall the Commission approve the purchase?

Item Summary/Recommendation:


The two 2006 Ford F450 Crew Cab 4x2 trucks with 12 ft. landscape dump body are budgeted **replacements** funded by the Fleet Management Replacement Fund. These vehicles will be used by the Parks Maintenance Department to transport crews, debris removal and in the moving of plants and mulch.

The Administration recommends approving the purchase.

Advisory Board Recommendation:

N/A



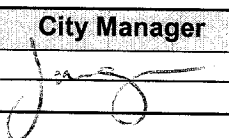
Financial Information:

Source of Funds:		Amount	Account	Approved
 Finance Dept.	1	\$69,800.00	510.1780.000673 Fleet Management Fund Capital Account	
	2			
	3			
	4			
	Total	\$69.800.00		

City Clerk's Office Legislative Tracking:

Andrew E. Terpak

Sign-Offs:

Department Director	Assistant City Manager	City Manager
AET  KS	RCM 	JMG 

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Agenda Item C2B
Date 9-8-05

CITY OF MIAMI BEACH

CITY HALL 1700 CONVENTION CENTER DRIVE MIAMI BEACH, FLORIDA 33139
www.miamibeachfl.gov



COMMISSION MEMORANDUM

To: Mayor David Dermer and
Members of the City Commission

Date: September 8, 2005

From: Jorge M. Gonzalez
City Manager

Subject: **REQUEST FOR APPROVAL TO PURCHASE TWO (2) 2006 FORD F450 CREW CAB 4x2 TRUCKS WITH 12 FT LANDSCAPE DUMP BODY, FROM DUVAL FORD, PURSUANT TO FLORIDA STATE CONTRACT NO. 070-001-05-01, IN THE AMOUNT OF \$69,800.00.**

ADMINISTRATION RECOMMENDATION

Approve the purchase.

FUNDING

\$69,800.00 Fleet Management Fund Capital Account 510.1780.000673

ANALYSIS

The vehicles are recommended to be purchased pursuant to Florida State Contract No. 070-001-05-01.

The two (2) 2006 Ford F450 Crew Cab 4x2 trucks with 12 Ft. Landscape Dump are budgeted replacements and are funded by the Fleet Management Capital Fund. These vehicles will be used daily by the Parks Maintenance Department to transport crews to and from job sites, debris removal, and in the moving of plants and mulch.

The vehicles listed below have met or exceeded the established criteria for replacement:

Veh#	Dept.	Year	Make/Model	Mileage	Life To Date Maintenance	Condition
0510-7	0940	1987	International 51650	30,982	\$17,630.90	Poor
0533-3	0940	1993	Ford F-350	36,064	\$9,804.53	Poor

Criteria for replacement of vehicles are based on age, mileage, maintenance, engine hours (one engine hour idling = 35 miles), and overall condition of the vehicle. The life to date maintenance includes all costs associated with the vehicle, including, but not limited to, repairs, routine maintenance, accidents and other damage.

All deadlined vehicles and equipment are used as a trade-in or sold at public auction. This process effectively reduces our cost of ownership and completes the life cycle.

The Administration recommends that the City Commission approve the purchase of two (2) 2006 Ford F450 Crew Cab 4x2 trucks with 12 Ft. Landscape Dump, from Duval Ford in the amount of \$69,800.00, pursuant to Florida State Contract No. 070-001-05-01.

JMG/RCM/AET/KS/GL/jvd

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**CITY OF MIAMI BEACH
COMMISSION ITEM SUMMARY**



Condensed Title:

Request For Approval To Purchase One (1) 2005 Bobcat Skid-Steer Loader With Attachments From Kipper Tools, Pursuant To General Services Administration Contract No. GS-06F-0018L, In The Amount Of \$59,402.68.

Issue:

Shall the Commission approve the purchase?

Item Summary/Recommendation:

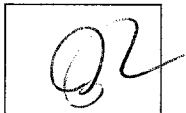
The 2005 Bobcat A300 all wheel skid-steer loader with attachments is a budgeted **replacement** funded by the Fleet Management Fund Capital Account. This vehicle will be used by the Parks Maintenance Department for excavation, trenching in confined areas, planting trees, and landscape construction.

The Administration recommends approving the purchase.

Advisory Board Recommendation:

N/A

Financial Information:

Source of Funds:		Amount	Account	Approved
 Finance Dept.	1	\$59,402.68	510.1780.000673 Fleet Management Fund Capital Account	
	2			
	3			
	4			
	Total	\$59,402.68		

City Clerk's Office Legislative Tracking:

Andrew E. Terpak

Sign-Offs:

Department Director		Assistant City Manager	City Manager
AET	GL	RCM	JMG
KS			

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AGENDA ITEM C2C
DATE 9-8-05

CITY OF MIAMI BEACH

CITY HALL 1700 CONVENTION CENTER DRIVE MIAMI BEACH, FLORIDA 33139
www.miamibeachfl.gov



COMMISSION MEMORANDUM

To: Mayor David Dermer and
Members of the City Commission

Date: September 8, 2005

From: Jorge M. Gonzalez
City Manager

Subject: REQUEST FOR APPROVAL TO PURCHASE ONE (1) 2005 BOBCAT SKID STEER LOADER WITH ATTACHMENTS, FROM KIPPER TOOLS, PURSUANT TO GENERAL SERVICES ADMINISTRATION CONTRACT NO. GS-06F-0018L, IN THE AMOUNT OF \$59,402.68

ADMINISTRATION RECOMMENDATION

Approve the purchase.

FUNDING

\$59,402.68 Fleet Management Fund Capital Account 510.1780.000673

ANALYSIS

The vehicle is recommended to be purchased pursuant to General Services Administration Contract No. GS-06F-0018L.

The 2005 Bobcat skid steer loader with attachments are budgeted replacements and are funded by the Fleet Management Capital Fund. This vehicle will be used by the Parks Maintenance Department for excavation, trenching in confined areas, planting trees and landscape construction.

The vehicle listed below has met or exceeded the established criteria for replacement:

Veh#	Dept.	Year	Make/Model	Hours	Life To Date Maintenance	Condition
0553	0940	1996	Bobcat 853H	10,338	\$13,243.18	Poor

Criteria for replacement of vehicles are based on age, mileage, maintenance, engine hours (one engine hour idling = 35 miles), and overall condition of the vehicle. The life to date maintenance includes all costs associated with the vehicle, including, but not limited to, repairs, routine maintenance, accidents and other damage.

All deadlined vehicles and equipment are used as a trade-in or sold at public auction. This process effectively reduces our cost of ownership and completes the life cycle.

Commission Memorandum

September 8, 2005

Page 2

The Administration recommends that the City Commission approve the purchase of one (1) 2005 Bobcat skid steer loader, from Kipper Tools, in the amount of \$59,402.68, pursuant to General Services Administration Contract No. GS-06F-0018L.

JMG/RCM/AET/KS/GL/jvd

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Schedule A of Bobcat attachments

80" Low profile Bucket
78" Industrial Fork Grapple
13" Trenching Bucket
30" Trenching Bucket
Backhoe Model 8811

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**CITY OF MIAMI BEACH
COMMISSION ITEM SUMMARY**



Condensed Title:

Request For Approval To Purchase Two (2) Gooseneck Cargo Trailers From Rayside Truck And Trailer, Inc., Pursuant To City Of Miami Beach Bid No. 35-04/05 In The Amount Of: \$33,150.00.

Issue:

Shall the Commission approve the purchase?

Item Summary/Recommendation:

The two (2) Gooseneck Cargo Trailers are **additions** which are funded by Federal grant monies from the Urban Area Security Initiative. These trailers will be used by the Fire Department to respond to situations which require mobilization of specialized equipment and supplies as part of the emergency action plan to the event location. This equipment can also be used within the State of Florida in responding to a declared emergency as part of the State Wide Mutual Aid Agreement.

The Administration recommends approving the purchase.

Advisory Board Recommendation:

N/A

Financial Information:

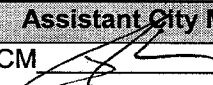
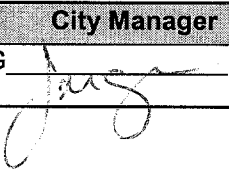
Source of Funds:		Amount	Account	Approved
	1	\$33,150	193.6048.000673 Fire Dept. Urban Area Security Initiatives Grant	
	2			
	3			
	4			
	Total	\$33,150		

Finance Dept.

City Clerk's Office Legislative Tracking:

Andrew E. Terpak

Sign-Offs:

Department Director		Assistant City Manager	City Manager
AET _____	EY _____	RCM 	JMG 
GL _____			

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AGENDA ITEM C2D
DATE 9-8-05

CITY OF MIAMI BEACH

CITY HALL 1700 CONVENTION CENTER DRIVE MIAMI BEACH, FLORIDA 33139
www.ci.miami-beach.fl.us



COMMISSION MEMORANDUM

To: Mayor David Dermer and
Members of the City Commission

Date: September 8, 2005

From: Jorge M. Gonzalez
City Manager

**Subject: REQUEST FOR APPROVAL TO PURCHASE TWO (2) GOOSENECK
CARGO TRAILERS FROM RAYSIDE TRUCK AND TRAILER, INC.,
PURSUANT TO CITY OF MIAMI BEACH BID NO. 35-04/05 IN THE
AMOUNT OF \$33,150.00.**

ADMINISTRATION RECOMMENDATION

Approve the purchase.

FUNDING

\$33,150 - Funding is available from the Fire Department Urban Area Security Initiatives Grant - Account Number 193.6048.000674. Once expended, the monies will be reimbursed by a Federal Grant from the Urban Area Security Initiative.

ANALYSIS

The two (2) cargo trailers are to be used by the Fire Department one as a Special Operations trailer and the second in the transport of emergency materials and supplies for the Florida Association for Search and Rescue [FASAR]. These trailers will be used to respond to situations which require mobilization of specialized equipment and supplies as part of the emergency action plan to the event location. This equipment can also be used within the State of Florida in responding to a declared emergency as part of the State Wide Mutual Aid Agreement. The trailers will be towed by a F-450 Crew Cabs also purchased with grant monies and approved by the Commission on June 8, 2005.

On July 22, 2005, Invitation to Bid ("ITB") No. 35-04/05 was issued for the purchase and delivery of Two (2) Gooseneck Cargo Trailers.

This ITB resulted in the receipt of two qualifications packages from Crash Rescue Equipment Service, Inc. and Rayside Truck & Trailer, Inc.

Rayside Truck & Trailer, Inc. was deemed to be the lowest and best bidder.

CONCLUSION

In order that the Urban Area Security Initiative grant monies will not be lost, the Administration recommends that the Mayor and City Commission authorize the purchase of two (2) gooseneck cargo trailers from Rayside Truck and Trailer, Inc.

JMG/RCM/AET/EY/GL/jvd

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**CITY OF MIAMI BEACH
COMMISSION ITEM SUMMARY**



Condensed Title:

Request for approval to award a contract to Johnson Controls in the amount of \$35,470, pursuant to Invitation to Bid No. 18-04/05, for the Air Handling Unit Replacement at the Scott Rakow Youth Center for the City of Miami Beach.

Issue:

Whether to approve the Award to Johnson Controls for the Air Handling Unit Replacement at the Scott Rakow Youth Center for the City of Miami Beach.

Item Summary/Recommendation:

The work specified in this bid consists of furnishing all labor, machinery, tools, means of transportation, supplies, equipment, materials, and services necessary for the furnishing of a new air handling unit, duct work, access panels, equipment, cranes, lifts, engineering drawings, permits, electrical, plumbing, roofing, and any other work necessary to successfully complete the job at the Scott Rakow Youth Center. Prospective Bidders were requested to provide the cost of relocating the system to the roof as an alternate.

The lowest and best bid was received from Johnson Controls. This contractor has been in business for 30 years as a specialty mechanical contractor (AC).

APPROVE THE AWARD.

Advisory Board Recommendation:

N/A

Financial Information:

Source of Funds:		Amount	Account	Approved
	1	\$35,470	520.1720.000674 Property Management Capital Account	
	2			
	3			
	4			
	Total			

Finance Dept.

City Clerk's Office Legislative Tracking:

BRAD JUDD

Sign-Offs:

Department Director		Assistant City Manager	City Manager
GL	FB	RCM	

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AGENDA ITEM C2E
DATE 9-8-05

CITY OF MIAMI BEACH

CITY HALL 1700 CONVENTION CENTER DRIVE MIAMI BEACH, FLORIDA 33139
www.miamibeachfl.gov



COMMISSION MEMORANDUM

To: Mayor David Dermer and
Members of the City Commission

Date: September 8, 2005

From: Jorge M. Gonzalez
City Manager

Subject: **REQUEST FOR APPROVAL TO AWARD A CONTRACT TO JOHNSON CONTROLS PURSUANT TO INVITATION TO BID NO. 18-04/05, FOR THE AIR HANDLING UNIT REPLACEMENT AT THE SCOTT RAKOW YOUTH CENTER FOR THE CITY OF MIAMI BEACH IN THE AMOUNT OF \$35,470.**

ADMINISTRATION RECOMMENDATION:

Approve the Award.

BID AMOUNT AND FUNDING:

\$35,470 Funds are available from Acct. 520.1720.000674 (Property Capital)

ANALYSIS:

Invitation to Bid No. 18-04/05 (the "Bid") was issued on May 11, 2005, with an opening date of June 24, 2005. BidNet issued bid notices to 27 prospective bidders. Additionally, the Procurement Division supplemented BidNet's listing and sent the bid announcement to other Contractor's listings in the Blue Book online, and four other construction related websites, thus inviting at approximately another 50 prospective bidders. The notices resulted in the receipt of six (6) bids.

The work specified in this bid consists of furnishing all labor, machinery, tools, means of transportation, supplies, equipment, materials, and services necessary for the furnishing of a new air handling unit, duct work, access panels, equipment, cranes, lifts, engineering drawings, permits, electrical, plumbing, roofing, and any other work necessary to successfully complete the job at the Scott Rakow Youth Center. Prospective Bidders were requested to provide the cost of relocating the system to the roof as an alternate.

The lowest and best bid was received from Johnson Controls. This contractor has been in business for 30 years as a specialty mechanical contractor (AC). The Procurement Division obtained favorable references from the following agencies:

- City of Boca Raton
- Brevard Public Schools, Rockledge, Florida
- Hardee County Schools, Wauchula, Florida
- Florida Department of Transportation

The Contractor will procure Performance and Payment Bonds, each in the amount of 100% of the contract price. This project shall be substantially completed within fifteen (15) calendar days from the issuance of the second Notice to Proceed, and completed and ready for final payment within seven (7) calendar days from the date certified by the Project Manager as the date of Substantial Completion.

RECOMMENDATION

Based on the analysis of the bids received, it is recommended that the City award the contract for the base bid only to the lowest and best bidder, **JOHNSON CONTROLS**.

BID TABULATION

VENDOR NAME	BASE BID	ALTERNATE BID
Johnson Controls	\$35,470.00	N/A
Thermal Concepts, Inc.	\$53,925.00	N/A
Key Biscayne Mechanical DBA All Dade Air Conditioning	\$67,300.00	\$73,100.00
Pyke Mechanical, Inc.	\$84,942.00	\$104,682.00
FXP Corp.	\$90,000.00	N/A
Temptrol Air Conditioning, Inc.	\$92,000.00	N/A

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**CITY OF MIAMI BEACH
COMMISSION ITEM SUMMARY**



Condensed Title:

Request for Approval to Award a Contract to FXP Corp. in the amount of \$183,150, Pursuant to Invitation to Bid No. 17-04/05 for Various HVAC Renovations for the Miami Beach Police Station.

Issue:

Shall the City Commission approve the award?

Item Summary/Recommendation:

The purpose of Invitation to Bid No. 17-04/05 (the "Bid") is to establish a contract(s) by means of sealed bids to a qualified contractor(s), for the following three (3) Projects: the purchase and installation of one (1) air handling unit at the Gun Range; purchase and installation of three (3) air handling units at the Police Station; and the purchase and installation of one (1) emergency air cooled chiller for the Police Station.

All work will be completed in accordance with Florida Building Code and all other applicable codes, and in a manner consistent with industry standards. Contractor will verify that new units comply with outside air requirements as outlined by the American Association of Heating Refrigeration and Air Engineering (ASHRAE) and any other guidelines applicable to the work being performed.

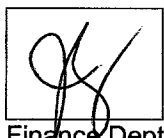
The Contractor prior to executing the Contract will be required to provide a Performance Bond and Payment Bond each in the amount of one-hundred percent (100%) of the contract amount, and evidence of required insurance within fifteen (15) calendar days after notification of award of the Contract.

References have been secured by the Procurement Division and this contractor comes highly recommended. This contractor has completed the installation of air conditioning units at the Public Safety Communications Unit and Information Technology Department and the 10th Street Ocean Front Auditorium HVAC Renovation Projects for the City of Miami Beach in an excellent manner.

APPROVE THE AWARD.

Advisory Board Recommendation:

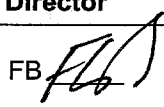
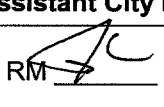
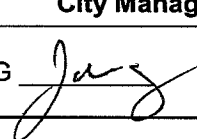
Financial Information:

Source of Funds:	Amount	Account	Approved
 Finance Dept.	1	FY 04/05 Capital Renewal & Replacement Account Numbers:	
	2	\$19,000	125.6332.069358
	3	\$74,000	125.6338.069358
	4	\$90,150	125.6331.069358
	Total	\$183,150	

City Clerk's Office Legislative Tracking:

Gus Lopez

Sign-Offs:

Department Director	Assistant City Manager	City Manager
GL _____ FB 	RM 	JMG 

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AGENDA ITEM C2F
DATE 9-8-05

CITY OF MIAMI BEACH

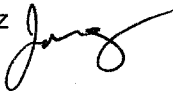
CITY HALL 1700 CONVENTION CENTER DRIVE MIAMI BEACH, FLORIDA 33139
www.miamibeachfl.gov



COMMISSION MEMORANDUM

To: Mayor David Dermer and
Members of the City Commission

Date: September 8, 2005

From: Jorge M. Gonzalez
City Manager 

Subject: **REQUEST FOR APPROVAL TO AWARD A CONTRACT TO FXP CORP. IN THE AMOUNT OF \$183,150.00, PURSUANT TO INVITATION TO BID NO. 17-04/05 FOR VARIOUS HVAC RENOVATIONS FOR THE POLICE STATION.**

ADMINISTRATION RECOMMENDATION

Approve the Award.

BID AMOUNT AND FUNDING

Funds are available from the following FY 04/05 Capital Renewal and Replacement Account Numbers:

\$19,000	125.6332.069358	Group I (Replace Gun Range Air Handler)
\$74,000	125.6338.069358	Group II (Replace 3 Police Building Air Handlers)
<u>\$90,150</u>	125.6331.069358	Group III (Replace Emergency Chiller at Police Bldg.)
\$183,150		

ANALYSIS

As part of the development of the funding needs necessary for inclusion in the FY 04/05 Capital Renewal and Replacement projects budget, three components of the air conditioning system at the Police Department Building were identified and included in the funded projects list. The existing air conditioning system components at the Police Department Building are all well beyond the rated life of the systems and are failing.

The Mayor and City Commission, at the April 20, 2005 Commission meeting, adopted Resolution No. 2005-25857, which authorized the Property Management Director to serve as the Certified General Contractor for all of the FY 04/05 Capital Renewal and Replacement projects. The Property Management Director exercised the authority given to him by the City Manager and City Commission, and developed scope of work specifications for the project.

ANALYSIS (Continued)

Because the three projects were within the same facility and all required the services of a Mechanical contractor and to achieve economy of scale possible by awarding all three contracts to the same company, the Property Management Director requested assistance from the Procurement Department in issuing a formal bid to obtain competitive bids for the work.

The purpose of Invitation to Bid No. 17-04/05 (the "Bid") is to establish a contract(s) by means of sealed bids to a qualified contractor(s), for the following three (3) Projects: the purchase and installation of one (1) air handling unit at the Gun Range; purchase and installation of three (3) air handling units at the Police Station; and the purchase and installation of one (1) emergency air cooled chiller for the Police Station as specified herein.

POLICE STATION GUN RANGE AIR HANDLER UNIT REPLACEMENT: (GROUP I)

Contractor will remove one (1) air handling unit. Contractor will furnish and install one (1) new air handling unit, piping, valves, duct work, controls, equipment, crane, labor, material, electrical, and plumbing work, engineering drawings and permits to successfully complete the work.

POLICE STATION AIR HANDLING UNITS REPLACEMENT: (GROUP II)

Contractor will remove three (3) existing air handler units. Contractor will furnish and install three (3) new air handling units, piping, valves, duct work, controls, electrical, plumbing, crane, engineering drawings and permits necessary to successfully complete the work.

POLICE STATION EMERGENCY CHILLER REPLACEMENT: (GROUP III)

Contractor will remove existing air cooled chiller. Contractor will furnish and install new air cooled chiller. Contractor will replace existing chilled water pump. Contractor will install additional back-up chilled water pump. Contractor will furnish all piping, valves, insulation, duct work, controls, electrical, plumbing, roofing work, crane, duct smoke detectors, engineering drawings and permits necessary to successfully complete the work.

All work will be completed in accordance with Florida Building Code and all other applicable codes, and in a manner consistent with industry standards. Contractor will verify that new units comply with outside air requirements as outlined by the American Association of Heating Refrigeration and Air Engineering (ASHRAE) and any other guidelines applicable to the work being performed.

The Contractor prior to executing the Contract will be required to provide a Performance Bond and Payment Bond each in the amount of one-hundred percent (100%) of the contract amount, and evidence of required insurance within fifteen (15) calendar days after notification of award of the Contract.

ANALYSIS (Continued)

The City will issue a first notice to proceed after award of contract notifying contractor to commence scheduling activities, permit applications, delivery of the equipment and other pertinent work. Once contractor is in receipt of all permits and materials, a second notice to Proceed will be issued to mobilize on the project site and commence with work.

Each of the three (3) projects shall be substantially completed within fifteen (15) calendar days from the issuance of the second Notice to Proceed, and completed and ready for final payment within seven (7) calendar days from the date certified by the Project Manager as the date of Substantial Completion.

Contractor will agree to pay Owner (the City) as liquidated damages for delay (but not as a penalty) the amount of One Hundred Dollars (\$100.00) for each calendar day beyond the fifteen-day substantial completion period until the work is substantially completed.

After Substantial Completion if Contractor shall neglect, refuse, or fail to complete the remaining Work within the Contract Time, Contractor shall pay Owner (the City) One Hundred Dollars (\$100.00) for each calendar day beyond the time specified for completion and readiness for final payment.

The contractor will warrant all work performed for a minimum of 1 year from date of acceptance. Equipment supplied will be covered by manufacturer's warranty.

The Bid was issued on May 2, 2005, with an opening date of June 30, 2005. Bidnet issued bid notices to thirty-seven (37) prospective bidders, and the Procurement Division issued an additional forty (40) bid notices which resulted in the receipt of seven bids.

References have been secured by the Procurement Division and this contractor comes highly recommended. This contractor has completed the installation of air conditioning units at the Public Safety Communications Unit and Information Technology Department and the 10th Street Ocean Front Auditorium HVAC Renovation Projects for the City of Miami Beach in an excellent manner.

BID TABULATION

Contractor	Group I	Group II	Group III	Sub Total	*Discount (Group I/II/III)	Grand Total
FXP Corp.	\$19,000.	\$74,000.	\$92,000.	\$185,000.	1%/1%/1%	\$183,150.
All Dade Air Conditioning	\$24,200.	\$118,500.	\$45,500. *	\$188,200.	2%/2%/2%	\$184,436.
Thermal Concepts	\$20,300.	\$91,600.	\$92,900.	\$204,800.	N/A	\$204,800.
Johnson Controls	\$19,482.	\$89,501.	\$113,911.	\$222,894.	N/A	\$222,894.
Pyke Mechanical	\$36,382.	\$131,945.	\$97,612.	\$265,939.	1.5%/1.5%/1.5%	\$261,949.92
Comfort Tech Air Conditioning Inc.	\$39,240.	\$126,700.	\$110,240.	\$276,180.	2%/4%/4%	\$265,917.60
Dodec, Inc.	\$68,187.	\$113,753.	\$102,180.	\$284,120.	N/A	\$284,120.

* This represents the discount (by Group) to be given should the contractor receive award for all 3 Groups.

** Contractor: Key Biscayne Mechanical dba All Dade Air Conditioning.

*** Contractor Key Biscayne Mechanical dba All Dade Air Conditioning submitted a mistake in bid and therefore cannot provide the Work for Group III for \$45,500.

CONCLUSION

Based on the analysis of the bids received, it is recommended that the City Request approval to award of contract to, FXP Corp. in the amount of \$183,150, pursuant to Invitation to Bid No. 17-04/05 for Various HVAC Renovations for the Police Station.

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**CITY OF MIAMI BEACH
COMMISSION ITEM SUMMARY**



Condensed Title:

Request for Approval to Reject all Bids Received, Pursuant to Invitation to Bid No. 13-04/05 for Service/Maintenance Agreement on HVAC Systems for the Bass Museum of Art.

Issue:

Shall the City Commission reject all bids?

Item Summary/Recommendation:

The purpose of this bid was to establish a contract whereby the contractor shall provide all plant, labor, parts, materials, transportation and equipment necessary to conduct eleven (11) scheduled monthly service/maintenance visits and one (1) yearly visit to repair and maintain the designated HVAC systems/equipment at the City of Miami Beach Bass Museum. The successful contractor will perform all maintenance, repairs and service of all components of the Florida Heat Pumps, and Dectron units such as the compressors, indoor blower fans and motors, control modules, and all related items. Contractor would have been responsible for the full maintenance, repairs and service of all Circul-aire outside air systems.

The Bid was issued on April 20, 2005, with a bid opening date of July 16, 2005. Two Addenda were issued to clarify the specifications, increase vendor outreach, and extend the bid opening date. Bidnet issued bid notices to twenty (20) prospective bidders, and the Procurement Division issued an additional twenty (20) bid notices which resulted in the receipt of three bids.

The lowest bid is above the budgeted funding and about three times the documented historical cost for the provision of the same maintenance services in-house. Therefore it is in the best interest of the City to continue to perform the HVAC maintenance for the Bass Museum of Art in-house and rejection of all bids is recommended.

REJECT ALL BIDS.

Advisory Board Recommendation:

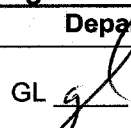
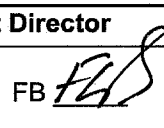

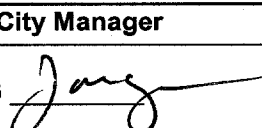
Financial Information:

Source of Funds:		Amount	Account	Approved
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	2			
	3			
	4			
	Total			

City Clerk's Office Legislative Tracking:

Gus Lopez

Sign-Offs:

Department Director		Assistant City Manager	City Manager
GL 	FB 	RM 	JMG 

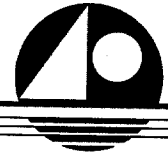
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AGENDA ITEM C2G

DATE 9-8-05

CITY OF MIAMI BEACH

CITY HALL 1700 CONVENTION CENTER DRIVE MIAMI BEACH, FLORIDA 33139
www.miamibeachfl.gov



COMMISSION MEMORANDUM

To: Mayor David Dermer and
Members of the City Commission

Date: September 8, 2005

From: Jorge M. Gonzalez
City Manager

**Subject: REQUEST FOR APPROVAL TO REJECT ALL BIDS RECEIVED
PURSUANT TO INVITATION TO BID NO. 13-04/05 FOR
SERVICE/MAINTENANCE AGREEMENT ON HVAC SYSTEMS FOR THE
BASS MUSEUM OF ART.**

ADMINISTRATION RECOMMENDATION

Reject all Bids.

BID AMOUNT AND FUNDING

\$68,000

ANALYSIS

The purpose of this bid was to establish a contract whereby the contractor shall provide all plant, labor, parts, materials, transportation and equipment necessary to conduct eleven (11) scheduled monthly service/maintenance visits and one (1) yearly visit to repair and maintain the designated HVAC systems/equipment at the City of Miami Beach Bass Museum. The successful contractor will perform all maintenance, repairs and service of all components of the Florida Heat Pumps, and Dectron units such as the compressors, indoor blower fans and motors, control modules, and all related items. Contractor would have been responsible for the full maintenance, repairs and service of all Circul-aire outside air systems.

The Bid was issued on April 20, 2005, with a bid opening date of July 16, 2005. Two Addenda were issued to clarify the specifications, increase vendor outreach, and extend the bid opening date. Bidnet issued bid notices to twenty (20) prospective bidders, and the Procurement Division issued an additional twenty (20) bid notices which resulted in the receipt of three bids.

The lowest bid is above the budgeted funding and about three times the documented historical cost for the provision of the same maintenance services in-house. Therefore it is in the best interest of the City to continue to perform the HVAC maintenance for the Bass Museum of Art in-house and rejection of all bids is recommended.

BID TABULATION

Contractor	Total Price
Temptrol Air Conditioning Inc.	\$72,600.00
FPL Services, LLC	\$79,815.21
Delta Tech, Inc.	\$139,234.16

CONCLUSION

Based on the analysis of the bids received, it is recommended that the City reject all bids received, pursuant to Bid No. 13-04/05 for Service/Maintenance Agreement on HVAC Systems for the Bass Museum of Art.

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**CITY OF MIAMI BEACH
COMMISSION ITEM SUMMARY**



Condensed Title:

Request for Approval to Award a Contract to Austin Tupler Trucking, Inc. in the estimated annual amount of \$159,960, Pursuant to Invitation to Bid No. 20-04/05 for Removal and Disposal of Construction Debris and Asphalt.

Issue:

Shall the City Commission approve the award?

Item Summary/Recommendation:

The purpose of this bid is to establish a contract, for the Removal and Disposal of Construction Debris and Asphalt, from a source(s) of supply that will give prompt and efficient service.

The debris will consist of materials accumulated from pipe line construction, sidewalk, street repairs and street light projects. The material will be excavated roadway materials such as; asphalt, base rock, sand, flowable fill or broken pieces of concrete, broken slabs of concrete sidewalk, broken pieces of curb/gutter, broken pieces of wire mesh or reinforcing bars, some grass/dirt vegetation and some tree roots, and broken water meter boxes (concrete or fiberglass) stockpiled at 451 Dade Boulevard, Miami Beach, Florida.

The Bid was issued on May 20, 2005, with a bid opening date of July 15, 2005. Two Addenda were issued to clarify the specifications, increase vendor outreach, and extend the bid opening date. Bidnet issued bid notices to thirty-three (33) prospective bidders, and the Procurement Division issued an additional twenty (20) bid notices which resulted in the receipt of three bids.

Addendum No. 2 revised the specifications by giving the City the option of awarding the asphalt removal together with the construction debris, or separately if the City were to separate the asphalt and receive a lower unit bid price. However the lowest and best bidder was the only one of the three bidders to submit a bid for the asphalt which was more than their bid for the construction debris. By awarding the entire contract at the bid price of \$14.50/ton for all construction debris and asphalt, and based on the estimated annual quantity of 3,000 tons of asphalt removal, the City will realize a savings of \$10,500 a year not taking into consideration additional labor cost to the City to separate the asphalt from the construction debris. Therefore it's in the City's best economic interest to award a contract based on the bid price for the construction debris which will include the asphalt also.

The per unit bid amount of \$14.50/ton is higher than anticipated in the 05-06 budget. The \$159,960 estimated annual contract amount is the total budgeted. In the event that the City actually needs to use the full amount of the estimated quantity, 18,000 tons of total material, it may be necessary to add funds later in the year for this contract.

APPROVE THE AWARD.

Financial Information:

Source of Funds:	Amount		Account		Approved
	1	\$40,000	FY 05/06	011.0840.000342	
	2	\$40,000	FY 05/06	425.0410.000342	
	3	\$40,000	FY 05/06	425.0420.000342	
	4	\$39,960	FY 05/06	427.0427.000342	
	Total	\$159,960			

Finance Dept.

City Clerk's Office Legislative Tracking:

Gus Lopez

Sign-Offs:

Department Director		Assistant City Manager	City Manager
GL	FB	RM	JMO

AGENDA ITEM

C24

DATE

9-8-05

CITY OF MIAMI BEACH

CITY HALL 1700 CONVENTION CENTER DRIVE MIAMI BEACH, FLORIDA 33139
www.miamibeachfl.gov



COMMISSION MEMORANDUM

To: Mayor David Dermer and
Members of the City Commission

Date: September 8, 2005

From: Jorge M. Gonzalez
City Manager

Subject: **REQUEST FOR APPROVAL TO AWARD A CONTRACT TO AUSTIN
TUPLER TRUCKING, INC. IN THE ESTIMATED ANNUAL AMOUNT OF
\$159,960., PURSUANT TO INVITATION TO BID NO. 20-04/05 FOR THE
REMOVAL AND DISPOSAL OF CONSTRUCTION DEBRIS AND
ASPHALT.**

ADMINISTRATION RECOMMENDATION

Approve the Award.

BID AMOUNT AND FUNDING

Funds are included in the following FY 05/06 Proposed Budget Public Works Account Numbers:

\$40,000	Streets and Lighting:	011.0840.000342
\$40,000	Water:	425.0410.000342
\$40,000	Sewer:	425.0420.000342
\$39,960	Storm Water:	427.0427.000342
\$159,960		

ANALYSIS

The purpose of this bid is to establish a contract, for the Removal and Disposal of Construction Debris and Asphalt, from a source(s) of supply that will give prompt and efficient service.

This contract shall remain in effect from the date the contract is entered into by the contractor and the City, until September 30, 2006, and may be renewed by mutual agreement between the two parties for three (3) additional years.

The contract prices shall remain fixed and firm during the initial term of this contract at which time they will be reconsidered for adjustment. Change shall not be more than the percentage increase or decrease in the Consumer Price Index CPI-U (all urban areas) computed 60 days prior to the anniversary date of the contract.

ANALYSIS (Continued)

The debris will consist of materials accumulated from pipe line construction, sidewalk, street repairs and street light projects. The material will be excavated roadway materials such as; asphalt, base rock, sand, flowable fill or broken pieces of concrete, broken slabs of concrete sidewalk, broken pieces of curb/gutter, broken pieces of wire mesh or reinforcing bars, some grass/dirt vegetation and some tree roots, and broken water meter boxes (concrete or fiberglass) stockpiled at 451 Dade Boulevard, Miami Beach, Florida.

The contractor's price will include all dump trucks, drivers, fuel, maintenance, repairs, insurance, license tags, current inspection stickers, permits, licenses, dumping fees, mileage and all incidentals necessary for the legal operation of the removal and disposal of all construction debris and asphalt. The contractor will be responsible for compliance with all Federal, State, County and municipal regulations and will be fully accountable for all costs and penalties resulting from infractions thereby.

The trucks will be of a maximum 22 ton capacity. A minimum of five (5) trucks will be supplied each day the work is required. The contractor will be available to provide this service between the hours of 8:00 a.m. to 3:00 p.m. Monday thru Friday until all of the debris and/or asphalt is loaded. Each truck will be required to make a minimum of three (3) trips per day. A minimum of two (2) trucks will be at the above mentioned site between the above mentioned times/days.

The City will load trucks utilizing a full size loader and provide warehouse personnel to verify capacities of trucks, and issue "Debris Removal Receipts" for the number of tons hauled. The removal receipt will be a three part carbonless copy individually numbered in ascending order. The contractor will be supplied with one (1) copy of the removal receipt and two (2) copies will be retained by the City. Invoices for material hauled shall include receipt copy by number, date hauled, cubic yards per receipt and total yards hauled. The Contractor is to provide the City with proof that all materials mentioned above are being disposed of in a proper manner and at a disposal site legally allowed to accept said materials.

The Bid was issued on May 20, 2005, with a bid opening date of July 15, 2005. Two Addenda were issued to clarify the specifications, increase vendor outreach, and extend the bid opening date. Bidnet issued bid notices to thirty-three (33) prospective bidders, and the Procurement Division issued an additional twenty (20) bid notices which resulted in the receipt of three bids.

ANALYSIS (Continued)

Addendum No. 2 revised the specifications by giving the City the option of awarding the asphalt removal together with the construction debris, or separately if the City were to separate the asphalt and receive a lower unit bid price. However the lowest and best bidder was the only one of the three bidders to submit a bid for the asphalt which was more than their bid for the construction debris. By awarding the entire contract at the bid price of \$14.50/ton for all construction debris and asphalt, and based on the estimated annual quantity of 3,000 tons of asphalt removal, the City will realize a savings of \$10,500 a year not taking into consideration additional labor cost to the City to separate the asphalt from the construction debris. Therefore it's in the City's best economic interest to award a contract based on the bid price for the construction debris which will include the asphalt also.

The per unit bid amount of \$14.50/ton is higher than anticipated in the 05-06 budget. The \$159,960 estimated annual contract amount is the total budgeted. In the event that the City actually needs to use the full amount of the estimated quantity, 18,000 tons of total material, it may be necessary to add funds later in the year for this contract.

References have been secured by the Procurement Division and this contractor comes highly recommended. This contractor currently has a Miami-Dade County contract for Emergency Debris Removal and had provided this service for the City of Miami Beach approximately five years ago with excellent results.

BID TABULATION

Contractor	Removal/Disposal	Est. Tons	Price	Total	Grand Total
Austin Tupler	Construction Debris/Asphalt	18,000	\$14.50	\$261,000	\$261,000
MCO Construction	Construction Debris	15,000	\$41.50	\$622,500	\$747,000
MCO Construction	Asphalt	3,000	\$41.50	\$124,500	
Trompex Corp.	Construction Debris	15,000	\$150.00	\$2,250,000	\$2,595,000
Trompex Corp.	Asphalt	3,000	\$115.00	\$345,000	

CONCLUSION

Based on the analysis of the bids received, it is recommended that the City award a contract to Austin Tupler Trucking Inc. in the estimated annual amount of \$159,960 for the removal and disposal of construction debris and asphalt.

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**CITY OF MIAMI BEACH
COMMISSION ITEM SUMMARY**



Condensed Title:

Request For Approval to Award a Contract to National Captioning Institute, Inc., Pursuant to Invitation to Bid (ITB) No. 31-04/05, for Real-Time Closed Captioning Services, In the Estimated First Year Amount of \$41,000 and an Estimated Annual Amount of \$38,000 for Follow-On Years.

Issue:

Shall the City Commission award a contract to National Captioning Institute, Inc.?

Item Summary/Recommendation:

The City issued ITB No. 31-04/05 for the purpose of establishing a contract for real-time closed captioning services of all City of Miami Beach Commission Meetings, and other televised meetings, as required. The ITB was sent to 16 firms, with responses received from Caption First, Inc.; National Captioning Institute, Inc.; and Riverside Captioning Company.

Upon analysis of the bids received, National Captioning Institute, Inc. (NCI) is deemed to be the best of the three Bids. While not the lowest rate per hour, NCI rates are considered competitively priced in the industry. NCI's Bid provided the most comprehensive services, exhibited the broadest experience, and has the most extensive list of clients. Additionally, their bid outlined a detailed approach as to how they would manage the City's account.

The lowest Bidder, Riverside Captioning Company (Riverside), is a smaller, specialty captioning company, with emphasis on closed captioning for religious organizations. Their bid does not demonstrate a depth of experience, expertise, or breadth of capabilities, particularly when compared to NCI. Riverside made no mention of having the capability of captioning in Spanish in their Bid. The number of captioners, and captioning sites, so as to ensure redundancy, is limited. Also, there is no inference of technical support availability on a 24-hour basis. Riverside did not provide any municipal or government references, and did not specify the accuracy level of their captioning services.


The real-time captioning services will have distinct advantages over the currently provided ASL interpreters service, including the ability to reach a much wider audience. The majority of people who are deaf or hearing impaired do not read or speak ASL, since the majority of this group lost hearing later in life. Another advantage of real-time captioning is the capability to provide the City with a Microsoft compatible data file that is, in essence, an unofficial transcript of each Commission meeting.

The Administration recommends the award of a contract to National Captioning Institute, Inc., in the estimated first year amount of \$41,000, and an estimated annual amount of \$38,000 for follow-on years. The award will be made for a two year period, with the option to renew for an additional three (3) years, on a year-to-year basis.

APPROVE THE AWARD.

Advisory Board Recommendation:



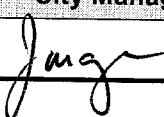
Financial Information:

Source of Funds:	Amount	Account	Approved
 Finance Dept.	\$ 41,000	Miami-Dade ADA Compliance Grant Account #199-6960-000312; Funded by Miami-Dade Disabled Parking Fine monies.	
Total	\$ 41,000		

City Clerk's Office Legislative Tracking:

Gus Lopez, ext 6641

Sign-Offs:

Department Director	Assistant City Manager	City Manager
FB  RP 	RCM HF	JMG 

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AGENDA ITEM C2I

DATE 9-8-05

CITY OF MIAMI BEACH

CITY HALL 1700 CONVENTION CENTER DRIVE MIAMI BEACH, FLORIDA 33139
www.miamibeachfl.gov



COMMISSION MEMORANDUM

To: Mayor David Dermer and
Members of the City Commission

Date: September 8, 2005

From: Jorge M. Gonzalez
City Manager

Subject: **REQUEST FOR APPROVAL TO AWARD A CONTRACT TO NATIONAL CAPTIONING INSTITUTE, INC., PURSUANT TO INVITATION TO BID NO. 31-04/05, FOR REAL-TIME CLOSED CAPTIONING SERVICES OF ALL CITY OF MIAMI BEACH COMMISSION MEETINGS, AND OTHER TELEVISED MEETINGS, AS REQUIRED, IN THE ESTIMATED FIRST YEAR AMOUNT OF \$41,000, AND AN ESTIMATED ANNUAL AMOUNT OF \$38,000 FOR FOLLOW-ON YEARS, FOR A TWO (2) YEAR PERIOD, WITH THE OPTION TO RENEW FOR AN ADDITIONAL THREE (3) YEARS, ON A YEAR TO YEAR BASIS.**

ADMINISTRATION RECOMMENDATION

Approve the Award.

FUNDING

\$41,000.00 Annual funding is available from the Miami-Dade ADA Compliance Grant Account Number 199.6960.000312; Funded by Miami-Dade County Disabled Parking Fine monies.

ANALYSIS

The purpose of Bid No. 31-04/05 ("the Bid") is to establish a contract, by means of competitive sealed bids, for real-time closed captioning services for all City of Miami Beach Commission meetings, and other televised meetings, as required, from a firm that provides prompt and efficient service.

The City has been providing American Sign Language (ASL) interpreters at City Commission meetings at an annual cost of approximately \$22,000. The reason for providing ASL interpreters has been to make the meetings accessible to persons who are deaf. The real-time captioning services will have distinct advantages over the ASL interpreters, including the ability to reach a much wider audience. The majority of people who are deaf or hearing impaired do not read or speak ASL, since the majority of this group lost hearing later in life. Another advantage of real-time captioning is the capability to provide the City with a Microsoft compatible data file that is, in essence, an unofficial transcript of each Commission meeting.

Following is the "Scope of Services" that was included as 'Section 3.1' of the Bid:

- 3.1.1 The successful Bidder ("Contractor") shall provide real-time closed captioning of City of Miami Beach Commission meetings, and other televised meetings as required, utilizing Contractor's real-time steno captioning hardware and software. The City is seeking to have the Contractor provide all equipment, as in a turnkey arrangement, with the City providing two analog telephone lines and a captioning encoder. One of the phone lines will be provided for the sound track feed to the Contractor's captioner to receive the audio, and the other phone line is for the return feed of the captioning transmission.
- 3.1.2 The Contractor shall provide a quote for the City to purchase the caption encoding analog hardware to accommodate the compatible captioning signal feed provided by the Contractor. City may purchase said hardware from Contractor, and reserves the right to purchase from another source.
- 3.1.3 Contractor shall designate an individual as a central point of contact to the City that can be reached during regular business hours, and on an urgent basis after regular business hours, for the duration of the contract period.
- 3.1.4 The Contractor may be required to provide a complete test session prior to final award of contract.
- 3.1.5 A translation rate of 90% accuracy, or better, for a normal Miami Beach Commission Meeting is required.
- 3.1.6 A Microsoft Word compatible, or other ASCII, unedited, uncertified, raw data text file of each real-time captioning session shall be provided to the City via e-mail before 9:30 a.m. Eastern Time, the morning following a meeting.
- 3.1.7 There may be times when the City may request the Contractor to provide certified transcripts of all, or some, of the meetings. In the event certified transcripts are requested, the following will apply:
 - a) Contractor shall be responsible for maintaining captioning report notes, clearly marked and boxed in chronological sequence by meeting dates.
 - b) The file shall be delivered in electronic format on a floppy disk, zip disk or CD ROM disk within three (3) business days of the City's request.
 - c) All certified copies are to be certified as required by Chapter 194 of the Florida Statutes.
- 3.1.8 Miami Beach TV may utilize Contractor for closed caption studio production and taped programs. Contractor will be provided with 48 hours notice for studio productions. For taped programs, Contractor will be provided videotape (DV cam) to be captioned. Contractor must deliver to the City the captioned tape within five (5) working days of receipt.

- 3.1.9 The City may request the Contractor to provide a solution for webcasting. This would be in the form of a captioning solution that can be embedded on a webpage that hosts the City's meeting. This embedding solution would receive the text transcription and make the website accessible to users.

As indicated above, the Bidders were requested to provide a quote for caption encoding/decoding and data recovery hardware for purchase by the City, to accommodate the real-time closed captioning. This hardware is a one-time expenditure, estimated at \$3000, which would occur in the first year of the contract.

The Bid was sent to 16 firms, which resulted in the receipt of three (3) responses from the following firms, with corresponding rates:

<u>Name of Firm</u>	<u>Rate per Hour</u>
Caption First, Inc.	\$170.00
National Captioning Institute, Inc.	\$135.00
Riverside Captioning Company	\$110.00

Upon analysis of the bids, National Captioning Institute, Inc. (NCI) is deemed to be the best of the three Bids. While not offering the lowest rate per hour, NCI rates are considered competitively priced in the industry. NCI's Bid provided the most comprehensive services, exhibited the broadest experience, and has the most extensive list of clients. Additionally, their package outlined a detailed approach as to how they would manage the City's account.

NCI is a non-profit organization that has been operating for 25 years. It is headquartered in Vienna, Virginia and has offices in Dallas, Texas, Burbank, California, and London, England. NCI is the largest captioning provider in the world, and is the only captioning provider to have two Technical Operations Centers (TOC) that provide 24 hour, seven days per week, year-round captioning and support. NCI also has nine satellite studios for real-time captioning and 45 remote sites with nearly 100 certified captioners. The various captioning sites used ensure a redundancy of service.

NCI has almost 400 current clients, including city and council governments, major broadcast television and cable networks, program producers, home video/DVD producers, advertising agencies and government agencies. NCI can provide guaranteed 24 hour access to production and engineering personnel, and has a captioning accuracy rate of 98%. In addition to English, the company currently is providing real-time captioning services in Spanish to some of their clients, which the City may wish to add a later time.

By contrast, the lowest Bidder, Riverside Captioning Company (Riverside), is a smaller, specialty captioning company, with emphasis on closed captioning for religious organizations. Their bid does not demonstrate a depth of experience, expertise, or breadth of capabilities, particularly when compared to NCI. Riverside made no mention of having the capability of captioning in Spanish in their Bid. The number of captioners, and captioning sites, so as to ensure redundancy, is limited. Also, there is no inference of technical support availability on a 24 hour basis. Riverside did not provide any municipal or government references, and did not specify the accuracy level of their captioning services.

The highest Bidder, Caption First, Inc. indicates they are capable of meeting the City's requirements, however, their Bid does not present the level of detail that NCI provided. In addition to quoting the highest per hour rate, Caption First will add a 30% surcharge for "off-hours," which may affect the fees to the City, as the Commission Meetings will run into the evening hours.

Upon soliciting references for NCI, all those contacted by the Procurement Division were very pleased with the level of service and reliability:

Federal Communications Commission (FCC), Washington DC:

"We have been utilizing NCI's real-time closed captioning services for the past few years and are very satisfied. They are always reliable and have been very responsive to our requirements, including the times we provide last minute or short notice for their services. We are happy with NCI's accuracy level."

Fairfax County, Virginia, Communications Productions Division:

"NCI is extremely good; they are easy to work with. We generally have two meetings a month, with each running 8 to 10 hours each. NCI's services are transparent, and when they change captioners during a lengthy meeting, it is seamless. We have been working with them for about three years, and are considering using them to expand to programming."

Loudon County, Virginia:

"We have renewed our contract with NCI a few times. They are very reliable and very responsive to short notice meetings. We are happy with their service."

City of Alexandria, Virginia:

"...more than satisfied with NCI, and have had no problems. Our meetings can run really late, as they usually begin at 7pm and can run past midnight. NCI always makes arrangements to accommodate late meetings by providing real-time closed captioning staff working from the West Coast. Have worked with NCI for about a year and a half, and would continue to work with them."

CONCLUSION

The Administration recommends the award of a contract to National Captioning Institute, Inc., deemed to be the best bidder, in the estimated first year amount of \$41,000, and an estimated annual amount of \$38,000 for follow-on years, pursuant to Invitation to Bid No. 31-04/05 for real-time closed captioning services, and other televised meetings, as required, for a two year period, with the option to renew for an additional three (3) years, on a year to year basis.

**CITY OF MIAMI BEACH
COMMISSION ITEM SUMMARY**



Condensed Title:

Request for Approval to Award a Contract to E-Z Go, Division of Textron, Inc. in the amount of \$188,208, in Thirty-six Monthly Installments of \$5,228, Pursuant to Invitation to Bid No. 32-04/05 for the Lease of Golf Carts and Other Miscellaneous Golf Equipment/Vehicles.

Issue:

Shall the City Commission approve the award?

Item Summary/Recommendation:

The purpose of this bid is to establish a Lease Agreement/contract, by means of sealed bids to a qualified contractor for the Lease of seventy-five (75) Golf Carts and six (6) miscellaneous Golf Equipment Vehicles for a period of thirty-six months, for the Miami Beach Golf Club.

Invitation of Bid No. 32-04/05 was issued on July 21, 2005, with an opening date of August 19, 2005. Bidnet issued bid notices to eleven (11) prospective bidders and the Procurement Division issued an additional twelve (12) bid notices, which resulted in receipt of responsive bids from Yamaha and E-Z Go.

References provided by Yamaha, the lowest bidder were checked by Parks & Recreation and PCM staff as well as Procurement staff. Of the eight (8) references provided by Yamaha the results are as follows:

2 references were unsatisfied with the golf cart quality, 2 references had gasoline driven carts, not a comparable cart, 2 references were satisfied with the V-48, G22e, electric golf cart and 2 references did not respond.

The Administration is recommending awarding the bid to E-Z-GO for the following reasons:

* In October of 2002 the City Commission approved the award of the leasing of golf carts at the Miami Beach Golf Club to E-Z-GO, Division of Textron. For the past three (3) years the Administration, PCM (golf club management) and most importantly our golfers have been very satisfied with the quality, performance, reliability, service and responsiveness of the E-Z- GO company.

* When past experience and the experience of the users are considered, the difference in the total cost of the three (3) year bid is minimal. The total difference between the Yamaha and E-Z-GO bid for the life of the lease is \$4,330.80. This equates to a monthly per cart cost of only \$1.49 additional cost to maintain the current golf cart product. This further equates to less than 5 cents per day per cart over the term of the lease.

APPROVE THE AWARD.

Advisory Board Recommendation:

Financial Information:

Source of Funds:	Amount	Account	Approved
1	\$62,736	011.0970.000.323	
2			
Total			

City Clerk's Office Legislative Tracking:

Gus Lopez

Sign-Offs:

Department Director	Assistant City Manager	City Manager
GL _____ KS _____	RM _____	JMG _____

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AGENDA ITEM C2J
DATE 9-8-05

CITY OF MIAMI BEACH

CITY HALL 1700 CONVENTION CENTER DRIVE MIAMI BEACH, FLORIDA 33139
www.miamibeachfl.gov



COMMISSION MEMORANDUM

To: Mayor David Dermer and
Members of the City Commission

Date: September 8, 2005

From: Jorge M. Gonzalez
City Manager

Subject: **REQUEST FOR APPROVAL TO AWARD A CONTRACT TO E-Z-GO, DIVISION OF TEXTRON INC., IN THE AMOUNT OF \$188,208, IN THIRTY-SIX MONTHLY INSTALLMENTS OF \$5,228, PURSUANT TO INVITATION TO BID NO. 32-04/05 FOR THE LEASE OF GOLF CARTS AND OTHER MISCELLANEOUS GOLF EQUIPMENT/VEHICLES.**

ADMINISTRATION RECOMMENDATION

Approve the Award.

BID AMOUNT AND FUNDING

\$62,736.00 Funding is available from Budget Account No. 011.0970.000.323.

ANALYSIS:

The purpose of this bid is to establish a Lease Agreement/contract, by means of sealed bids to a qualified contractor for the Lease of seventy-five (75) Golf Carts and six (6) miscellaneous Golf Equipment Vehicles for a period of thirty-six months, for the Miami Beach Golf Club to replace it's current fleet of seventy five (75) golf carts and six (6) miscellaneous Golf Equipment Vehicles.

Golf carts are essential at all 18-hole golf courses, and are an integral service component at the Miami Beach Golf Club. Residents, tourists and day guests expect golf carts will be available for their playing enjoyment. It is a requirement that golfers utilize a golf cart when playing at the Miami Beach Golf Club in order to move play at a reasonable rate thereby maximizing the quality playing experience expected by the golfers.

A fleet of seventy-five (75) golf carts is critical to both daily play and tournaments. A golf tournament can consist of up to 144 players all starting at the same time at different assigned holes on the golf course. This requires 72 golf carts, plus three (3) additional for use as spares, and to assist in providing additional services as needed such as for course marshals, rangers, volunteers, etc. Players currently pay \$20.00 per player to use the cart during play and this rental is a critical revenue stream needed for the club's operation.

ANALYSIS (Continued):

The recommended golf carts to be leased are the 2005, E-Z-GO, MODEL# TXT-PDS, electric (36 Volt System) to include the "Coastal Package". This "Coastal Package" was specified in the bid based the past 3 years experience with the effects of the salt air and salt water used to water the golf course. The package improves the vehicle's corrosion resistance. All steel painted parts (except Galvanized) shall be both Electrical Coated (E-Coated) and Powder Painted. Electrical Coating is a special process that uses electrical current to apply paint to a part or component. Additionally each cart will include the following features:

STANDARD EQUIPMENT PLUS:

- A. Top (Sun Canopy)
- B. Battery Charger
- C. Scuff Plates
- D. Sweater Basket
- E. 2 Sand Bottles
- F. Vinyl Roll Down Golf Club Rain Cover
- G. Message Holder
- H. Club Logo and Number Decals
- I. Heavy Duty Batteries (6)
- J. Hubcaps
- K. Accent Stripes
- L. Bunker Rake with Holder
- M. Windshield Fold Down (Top Required)
- N. Links Type Tire
- O. Key Switch: CUSTOM

MAINTENANCE:

The Contractor shall include a Full/Complete Manufacturer's Guarantee on **ALL** parts, labor and materials necessary to maintain the fleet in complete operation. These costs shall be included in the bid/lease price. Contractor shall be responsible for any/all pickup, delivery, and transportation charges should a golf cart(s) require replacement and/or maintenance that must be provided at a location other than the City's designated facility. Any cart(s) which must be removed from the City's designated facility/premises for service, in excess of twenty-four (24) hours, shall be replaced with another similar golf cart within forty eight (48) hours. Batteries shall be replaced in carts after they cease to perform thirty (36) holes per charge under normal circumstances, at no additional cost to the City.

ANALYSIS (Continued):

DELIVERY:

The golf carts identified in this solicitation shall be in-stock ready for immediate delivery within thirty (30) calendar days after receipt of the purchase order.

If the Contractor fails to deliver within the specified delivery time, it is understood that \$25.00 per calendar day, per unit, will be deducted from the first months lease payment as liquidated damages for each day beyond the specified delivery time.

ACCEPTANCE:

Delivery of the golf carts to the City of Miami Beach does not constitute acceptance for the purpose of payment. Final acceptance and authorization of payment shall be given only after a thorough inspection indicates that the golf cart(s) meets contract specifications and conditions.

The unit(s) will be inspected and accepted by the Parks and Recreation Department and the City's management company PCM (Professional Course Management). Unit(s) must be in conformance with the specifications and that the engineering materials and workmanship exhibit a level of quality and appearance consistent with or exceeding industry standards.

It will be the responsibility of the Contractor to pick up any unit(s) found unacceptable. After notification, the Contractor will have five (5) working days to respond and make the necessary arrangement to pick up unit(s), and to redeliver same in five (5) working days after date of pick up.

Units not in compliance with bid specifications are not eligible for, or considered delivered until corrections have been accomplished and in compliance.

At the time of delivery, the contractor will be required to produce the following documents:

- A. Warranty certifications (including Rustproofing Warranty when applicable)
- B. Owner Manual
- C. All Shop Repair Manuals and Parts Lists called for in specifications.
- D. Golf Cart data sheet

The golf carts shall be carefully inspected by the vendor to make sure that it is complete in detail and all components and accessories called for are in accord with these specifications. All equipment set out in the manufacturer's literature as standard equipment shall be furnished.

Two copies of each of the brochures and factory specifications for golf carts and all equipment delivered shall be provided prior to delivery. Vendor will be held responsible for any defect in material and workmanship, which are of such a nature that they could not be detected by inspection or road test.

Commission Memorandum

Bid No. 32-04/05

Page 4

Analysis (Continued)

The City's Parks and Recreation Director, along with the City's Golf Course Consultant, recommend E-Z-GO's Bid Proposal which is a 3-year CSC (Conditional Sales Contract). The City of Miami Beach will be responsible for the 36 monthly payments of \$5,228 for the 75 each electric golf carts, two (2) each Gasoline beverage carts, two (2) each electric flat bed utility carts, one (1) each electric ranger cart with light kit and safety windshield window, and one (1) gasoline range cart with caged flatbed.

Invitation of Bid No. 32-04/05 was issued on July 21, 2005, with an opening date of August 19, 2005. Bidnet issued bid notices to eleven (11) prospective bidders and the Procurement Division issued an additional twelve (12) bid notices, which resulted in the receipt of responsive bids from Yamaha and E-Z Go. The Bid results are attached.

References provided by Yamaha, the lowest bidder were checked by Parks & Recreation and PCM staff as well as Procurement staff. Of the eight (8) references provided by Yamaha six (6) responded to:

2 references were unsatisfied with the golf cart quality, 2 references had gasoline driven carts, not comparable cart, 2 references were satisfied with the V-48, G22e, electric golf cart, and 2 references did not respond.

Please see the attached reference summary for further information.

RECOMMENDATION RATIONALE

The Administration is recommending awarding the bid to E-Z-GO for the following reasons:

- In October of 2002 the City Commission approved the award of the leasing of seventy-five (75) golf carts and six (6) miscellaneous service carts at the Miami Beach Golf Club to E-Z-GO, Division of Textron. For the past three (3) years the Administration, PCM (golf club management) and most importantly our golfers have been very satisfied with the quality, performance, reliability, service and responsiveness of the E-Z-GO company.
- The responses to the reference checks completed on the Yamaha products. According to one of the current Yamaha lessors out of a fleet of 155 carts they have as many as 7-10 golf carts down for repairs at any given time. This would represent approximately 10%+ of the Miami Beach Golf Club fleet which represents a substantial lose of revenue on a weekly basis due to the lack of availability. An example of revenue loss is as follows: two golfers in season using one cart paying the fee of \$185 (cart rental value of \$20.00 per player) represents lost revenue of \$370 per round, if the cart is used twice per day = \$740 in lost revenue; if 7 carts are down = \$5,180 per day in lost revenue.

RECOMMENDATION RATIONALE (Continued)

- The recommendation of the City's golf course management company PCM (Professional Course Management), please see attached letter from Mr. Johnny LaPonzina.
- When past experience and the experience of the users are considered, the difference in the total cost of the three (3) year bid is minimal and not the principal basis for a recommendation. The total difference between the Yamaha and E-Z-GO bid for the life of the lease is \$4,330.80. This equates to a monthly per cart cost of only \$1.49 additional cost to maintain the current golf cart product. This further equates to less than 5 cents per day per cart over the term of the lease.

CONCLUSION

Based on the analysis of the bids received, reference checks, and past experience, it is recommended that award of contract be made to the second lowest and best bidder, **E-Z-GO, Division of Textron**, pursuant to Invitation to Bid No. 32-04/05 for the Lease of Golf Carts and other miscellaneous Golf/Equipment/Vehicles.

**Attachments: BID TABULATION
 REFERENCE CHECKS
 RECOMMENDATION LETTER FROM PCM**

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**FOR THE LEASE OF GOLF CARTS
BID #32-04/05**

BID TABULATION

<u>BID ITEM #1</u> <u>(Electric golf carts)</u>	<u>QTY</u>	<u>MONTHLY</u> <u>UNIT PRICE</u>	<u>TOTAL</u>
Yamaha:	75 ea. X	\$55.52 = \$4,163.70 X 36 MONTHS	= \$149,893.20
E-Z Go:	75.ea X	\$58.00 = \$4,350.00 X 36 MONTHS	= \$156,600.00

BID ITEM #2
(Gasoline Beverage Carts)

Yamaha:	2 ea. X	\$250.00 = \$500.00 X 36 MONTHS	= \$18,000.00
E-Z Go:	2 ea. X	\$250.00 = \$500.00 X 36 MONTHS	= \$18,000.00

BID ITEM #3
(Electric Flat Bed Carts)

Yamaha:	2 ea. X	\$104.50 = \$209.00 X 36 MONTHS	= \$7,524.00
E-Z Go:	2 ea. X	\$100.00 = \$200.00 X 36 MONTHS	= \$7,200.00

BID ITEM #4
(Ranger Cart etc.)

Yamaha:	1 ea. X	\$93.00 = \$93.00 X 36 MONTHS	= \$3,348.00
E-Z Go:	1 ea. X	\$58.00 = \$58.00 X 36 MONTHS	= \$2,088.00

BID ITEM #5
(Range Cart Flatbed)

Yamaha:	1 ea. X	\$142.00 = \$142.00 X 36 MONTHS	= \$5,112.00
E-Z Go:	1.ea X	\$120.00 = \$120.00 X 36 MONTHS	= \$4,320.00

Grand Total (36-months)

Yamaha	\$183,877.20
E-Z Go	\$188,208.00

Bid Tabulation Analysis:

EZ-GO	\$ 188,208.00
YAMAHA	- 183,877.20
	\$4,330.80

(81-carts X \$1.49/mo. = \$120.30/mo. x 36 months = \$4,330.80)

BID NO. 32-04/05 FOR THE LEASE OF GOLF CARTS

Results of Yamaha's Customer Reference Check

Page 1 of 2

City of Fort Myers Country Club
239-936-3126

Quality of Golf Cart - unsatisfied

Service level - very satisfied

Number of Cart Fleet - 155

Preference and Comments:

According to Rich Lamb, Director of Golf, employed with the City of Fort Myers Country Club for over 30-years, his experience with the 48V Yamaha golf cart has not been to satisfaction. Mr. Lamb advised us that the sensors in the vehicle easily malfunction when driving through puddles or during wash, and that the wiring of the entire fleet had to be changed due to constant burn out. Their fleet of 165 carts is only 14-months old, and an average of 15-cars require service each week, this equals to 10% of their entire fleet which can create a strain during their busy season, which can average over 77,000 rounds year. Also he stated that they have a full service agreement with Yamaha that provides maintenance on a weekly basis at an additional cost of \$10.00 dollars per cart per month which equals to \$19,800.00, per year, \$59,400.00, after 36-months. According to Mr. Lamb Yamaha provides good service, but not a good golf cart, and would recommend we use EZ-GO as a superior product over Yamaha.

Doral/Marriot Resort and Spa
Miami, Florida
305-592-2000

Quality of Golf Cart - unsatisfied

Service level - very satisfied

Number of Cart Fleet – 365 carts

Preference and Comments:

Mike Rushing, Director of Golf, did not express any bad experiences with the wiring system in their vehicles, although he did express concern with the option of firm steering over flex steering to be more costly to repair, and in comparison the flex steering to require service more often. Mr. Rushing stated that his preference along with the Marriot Corporation is for EZ-GO over Yamaha, and that Doral's choice for Yamaha was financially driven. Mr. Rushing believes that their client base would prefer the EZ-GO brand over Yamaha. He also stated that his first choice is Club Car, followed by EZ-GO, than Yamaha in comparison to comfort, appearance and overall quality. Also that he would like to see the EZ-GO products have the Yamaha service.

Key West Golf Club
305-294-5232

Quality of Golf Cart - satisfied

Service level - satisfied

Number of Cart Fleet – 85 carts (**Gasoline**)

Preference and Comments:

Doug Carter, Director of golf indicated that their golf cart is gasoline driven, not comparable to battery charged model (G-22e V48). Overall he was satisfied with their vehicle; he only expressed concern about the sand bucket coming loose from the vehicle.

BID NO. 32-04/05 FOR THE LEASE OF GOLF CARTS

Results of Yamaha's Customer Reference Check

Page 2 of 2

Grand Palms Golf and Country Club
Hollywood Lakes, Florida (954)-559-2432

Quality of Golf Cart - satisfied

Service level - satisfied

Number of Cart Fleet – 100 carts

Preference and Comments:

Rick Marjama, Director of Golf, indicated that the V48 golf cart is easy to maintain because there are no grease fittings, and he is satisfied with the level of service provided by Yamaha. Mr. Marjama was an employed by EZ-GO as a South Florida sales representative. In addition to being the Director of golf for Grand Palms Golf Club, **he is also a South Florida dealer for Yamaha golf and utility vehicles.**

International Links Miami

Miami, Florida (305)-633-4583

Quality of Golf Cart - very satisfied

Service level – very satisfied

Number of Cart Fleet – 72 carts **(gasoline)**

Preference and Comments:

Charlie Dalucca, Director of Golf, expressed satisfaction with Yamaha's golf cart and service. They are currently on their fourth year lease of gasoline operated vehicles, which is not comparable to the battery charged model (G-22e V48).

Golf Club of Miami

Miami, Florida (305)-755-7873

Quality of Golf Cart - satisfied

Service level - satisfied

Number of Cart Fleet – 100 carts

Preference and Comments:

Bill Solomon Director of Golf expressed his satisfaction for Yamaha and has no complaints. Mr. Solomon works for Miami-Dade County, and informed us that EZ-GO was recently awarded the County-wide bid for golf carts.

Colony West Golf Club

Ft. Lauderdale (305)-294-5232

Doug Carter Director of Golf, will out of town for next two days, left message for the Course Superintendent (Jeffery).

Monterey Lakes

Ft. Lauderdale 954-418-6100

Andrew Waldman, Director of Golf, (left messages no response)



PROFESSIONAL COURSE MANAGEMENT

August 31, 2005

Kevin Smith
Director
Parks and Recreation Department
City Of Miami Beach
1700 Washington Avenue
Miami Beach, Fl. 33139

Dear Kevin,

I have reviewed the golf cart bid comparison prepared by the City. Although the bid presented by Yamaha is slightly lower than that presented by EZ-Go, I am compelled to recommend that the contract be awarded to EZ-Go.

During my 30 year career, I have had the opportunity to lease fleets from various manufacturers, including Yamaha and EZ-Go. Over that time, I have been very satisfied with the performance of the EZ-Go product and the service they provide to insure that the carts are fully operational throughout the lease term. I cannot say the same for Yamaha. In late 2003 I terminated a lease agreement with Yamaha covering a fleet of 320 carts as a result of ongoing service and reliability issues.

In addition to the service and reliability considerations, I feel the EZ-Go cart best fits the high profile of the Miami Beach Golf Club from the standpoint of comfort, aesthetic value and golfer perception of quality. In sum, I believe that the \$1.49 differential per cart, per month is well worth it; the fact that every one of the facilities my company owns and operates uses EZ-Go carts, attests to how strongly I feel. Should you wish to discuss the subject in further detail, please do not hesitate to call me.

Sincerely,


Johnny LaPonzina
President

Professional Course Management

10500 Taft Street • Pembroke Pines, Florida 33026
(954) 433-8800 • Fax (954) 433-7387



Owned and Operated by PGA Professionals

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C4
Comm. Committee
Assignments

CITY OF MIAMI BEACH

CITY HALL 1700 CONVENTION CENTER DRIVE MIAMI BEACH, FLORIDA 33139
http://ci.miami-beach.fl.us



COMMISSION MEMORANDUM

To: Mayor David Dermer and
Members Of The City Commission

Date: September 8, 2005

From: Jorge M. Gonzalez
City Manager

Subject: A referral to the Land Use and Development Committee of an Ordinance of the Mayor and City Commission of the City of Miami Beach, Florida, amending the Land Development Regulations of the Code of the City of Miami Beach, by amending Chapter 118, "Administration and Review Procedures," Article VI, "Design Review Procedures" by clarifying the scope of review of the Design Review Board as it pertains to single family homes and townhomes; providing for repealer, codification, severability and an effective date.

ADMINISTRATION RECOMMENDATION

Refer the item to the Land Use and Development Committee.

JMG/TRM/JGG/TRM

F:\PLANIS\ALLIDRAFT_ORIDRB SCOPE - REFERRAL MEMO.doc

Agenda Item C4A
Date 9-8-05

DRB Scope and Exemptions

ORDINANCE NO. _____

AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING THE LAND DEVELOPMENT REGULATIONS OF THE CODE OF THE CITY OF MIAMI BEACH, BY AMENDING CHAPTER 118, "ADMINISTRATION AND REVIEW PROCEDURES," ARTICLE VI, "DESIGN REVIEW PROCEDURES" BY CLARIFYING THE SCOPE OF REVIEW OF THE DESIGN REVIEW BOARD AS IT PERTAINS TO SINGLE FAMILY HOMES AND TOWNHOMES; PROVIDING FOR REPEALER, CODIFICATION, SEVERABILITY AND AN EFFECTIVE DATE.

WHEREAS, the City of Miami Beach (City) places a strong emphasis on the promotion of appropriate urban design throughout the City; and

WHEREAS, the Mayor and City Commission have deemed it in the best interest and welfare of the City to administer procedures for the review of all multi-family and townhome projects located outside of a designated historic district; and

WHEREAS, the Mayor and City Commission deem it appropriate to protect the significant architectural history, existing building scale, and unique character of the multi-family residential and townhome neighborhoods in Miami Beach; and

WHEREAS, the amendments set forth below are necessary to accomplish all of the above objectives.

NOW THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA.

SECTION 1. That Chapter 118, "Administration and Review Procedures," Article VI, "Design Review Procedures" of the Land Development Regulations of the Code of the City of Miami Beach, Florida is hereby amended as follows:

Sec. 118-252. Applicability and exemptions.

(a) Applicability.

(1) All building permits for new construction, inclusive of townhomes and townhouse developments, public interior areas, interior areas that face a street or sidewalk, demolitions and wrecking, alterations, or additions to existing buildings, including fences, parking lots, walls and signs, whether new or change of copy, and exterior surface finishes and materials, shall be subject to review under the design review procedures except as provided in subsection (b) of this section. No building permit shall be issued without the written approval by the design review board or staff as provided for in these regulations.

(2) All public improvements upon public rights-of-way and easements. For purposes hereof, public improvements shall include, but not be limited to, structures, streetscape projects, street improvements or redesign, modifications to street lighting or signage, landscaping projects, medians, and above ground utilities; however, public improvements shall exclude routine maintenance and utility repair work.

(3) The review and approval of all new single family home construction, in accordance with subsection 142-108. 142-105(d)(7).

(b) Exemptions. Exemptions to these regulations include all of the following provided no new construction or additions to existing buildings are required:

(1) All permits for plumbing, heating, air conditioning, elevators, fire alarms and extinguishing equipment, and all other mechanical and electrical equipment when such work is entirely within the interior of the building, excluding public interior areas and interior areas that face a street or sidewalk; however, the planning director may approve such building permit applications for minor work on the exterior of buildings.

(2) Any permit necessary for the compliance with a lawful order of the building official, fire marshal or public works director related to the immediate public health or safety.

(3) All single-family detached dwellings within single family zoning districts are exempt from the design review regulations, with the exception of exterior surface color samples and finishes, and the review and approval of all new single family home construction in accordance with subsection 142-108. 142-105(d)(7). However, all building permits for new construction, alterations or additions to existing structures shall be subject to compliance with section 142-105, and all demolition permits must be signed by the planning director, or designee.

(4) All properties located within designated historic districts and designated historic sites.

SECTION 2. CODIFICATION.

It is the intention of the Mayor and City Commission of the City of Miami Beach, and it is hereby ordained that the provisions of this Ordinance shall become and be made part of the Code of the City of Miami Beach, Florida. The sections of this ordinance may be renumbered or relettered to accomplish such intention, and the word "ordinance" may be changed to "section", "article", or other appropriate word.

SECTION 3. REPEALER.

All ordinances or parts of ordinances in conflict herewith be and the same are hereby repealed.

SECTION 4. SEVERABILITY.

If any section, subsection, clause or provision of this Ordinance is held invalid, the remainder shall not be affected by such invalidity.

SECTION 5. EFFECTIVE DATE.

This Ordinance shall take effect ten days following adoption.

PASSED AND ADOPTED this _____ day of _____, 2005.

MAYOR

ATTEST:

CITY CLERK

APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION

City Attorney

Date

First Reading:
Second Reading:

Verified by: _____
Jorge G. Gomez, AICP
Planning Director

Underscore denotes new language
~~Strikethrough~~ denotes deleted language

F:\PLAN\SALL\DRAFT_OR\DRB SCOPE - ORD.doc
08/17/2005



c: Tim
Gomez
Lilia

CITY OF MIAMI BEACH
OFFICE OF THE MAYOR & COMMISSION
MEMORANDUM

TO: Jorge M. Gonzalez
City Manager

FROM: Saul Gross *Saul*
Commissioner

DATE: August 19, 2005

RE: Agenda Item

Please put the attached HP Board recommendations on the September 8th City Commission Agenda for referral to the Land Use Committee.

SG/ml

Attachment

Agenda Item C4B
Date 9-8-05

CITY OF MIAMI BEACH
Office of the City Manager



Letter to Commission No. 219-2005

To: Mayor David Dermer and Members of the City Commission

Date: August 16, 2005

From: Jorge M. Gonzalez
City Manager

A handwritten signature in black ink, appearing to be "Jorge".

Subject: Resolutions From The Historic Preservation Board

Attached, please find copies of resolutions adopted by the Historic Preservation Board at their August 9, 2005 meeting. The Historic Preservation Board is urging the City of Miami Beach Planning Board to adopt Ordinance Amendments pertaining to the following:

1. To lower the maximum allowable height for attached or detached additions to existing contributing buildings on ocean front lots in all Historic Districts to two (2) stories.
2. To lower the maximum allowable FAR from 1.25 to 1.0 and the maximum allowable height from 4 stories/40 feet to 3 stories/30 feet, in the RM-1 zoning district within the Flamingo Park Local Historic District.
3. To require that all portions of parking pedestals facing public rights-of-way, the ocean or the bay, when located in residential districts, be lined with residential units.

The Administration would recommend that the Commission refer these items to the Land Use Committee for formal consideration.

JMG:YHJGG:TRM

F:\PLANNING\CM_RESP\HPRESO-LDRCHANGES.LTC.DOT

c: Tim Hemstreet, Assistant City Manager
Bob Parcher, City Clerk
Jorge G. Gomez, Planning Director
Thomas R. Mooney, Design and Preservation Manager

RECEIVED
05 AUG 18 PM 3:33
CITY CLERK'S OFFICE

**CITY OF MIAMI BEACH
HISTORIC PRESERVATION BOARD**

RESOLUTION

WHEREAS, the City of Miami Beach Historic Preservation Board is charged by Ordinance as serving in an advisory capacity to the City Commission and other City Boards on issues affecting the City's architecture, design, historic districts and structures; and

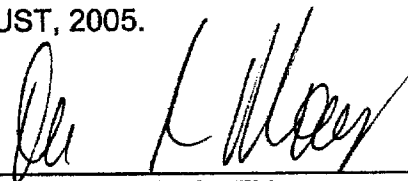
WHEREAS, the Historic Preservation Board strongly supports the efforts of the City to promote and enhance its unique social and architectural history and to improve the appearance of its streets and neighborhoods and the quality of life of its residents; and

WHEREAS, the Historic Preservation Board strongly supports the efforts of the City to maintain and protect its historic districts as valuable historical, educational and visual resources for its residents and visitors; and

WHEREAS, the built character of oceanfront lots in Local Historic Districts, in particular, embody the special historic character of Miami Beach, as most of the rear accessory structures were designed and built at a height of 2 stories or less.

THEREFORE, it is hereby resolved that the Historic Preservation Board urges the City of Miami Beach Planning Board to sponsor an Amendment to the Land Development Regulations of the City Code to lower the maximum allowable height for attached or detached additions to existing contributing buildings on ocean front lots in all Historic Districts to two (2) stories.

PASSED AND ADOPTED THIS 9th DAY OF AUGUST, 2005.



THOMAS R. MOONEY
Design and Preservation Manager
For the Historic Preservation Board

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RECEIVED
2005 SEP -2 PM 4:42
CITY MANAGERS OFFICE
BY _____



**CITY OF MIAMI BEACH
OFFICE OF THE MAYOR & COMMISSIONER
MEMORANDUM**

**TO: JORGE M. GONZALEZ
CITY MANAGER**

**FROM: LUIS R. GARCIA JR.
COMMISSIONER**

A handwritten signature in black ink, appearing to read "Luis R. Garcia Jr.", written over the printed name of the Commissioner.

DATE: SEPTEMBER 2, 2005

RE: AGENDA ITEM

Please place on the September 8th Consent agenda a referral to the appropriate committee(s) to convene a Task Force Committee to discuss and recommend condo reform items, including but not limited to the following:

- Licensing Condo Management Companies
- Hurricane Preparedness Plan for Condos
- Open and Fair Bidding in Condos
- Enforcement of rules and regulations

Thank you

Agenda Item

CYC

Date

9-8-05

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**CITY OF MIAMI BEACH
COMMISSION ITEM SUMMARY**



Condensed Title:

A Resolution requesting modification of the Miami Beach Enterprise Zone boundaries, and requesting that Miami-Dade County apply to the State of Florida for said modification.

Issue:

Shall the City propose modifications to the boundaries of the Miami Beach Enterprise Zone, removing areas that no longer qualify and including areas that qualify and have the potential to attract additional investment through the enterprise zone benefits?

Item Summary/Recommendation:

The Enterprise Zone has been an effective tool to provide incentives to Miami Beach businesses in the creation of jobs for residents of the Enterprise Zone. During the past eight years, over 2,500 jobs have been created for zone residents by 163 businesses. Additionally, numerous Miami Beach businesses have received micro-enterprise loans, property tax abatements, and sales tax refunds. In 2004, 39% of all jobs countywide that qualified for the Enterprise Zone Jobs Tax Credit were located in Miami Beach.


Miami-Dade County has begun the process of reviewing the boundaries of the Enterprise Zone and the areas that qualify for designation following the 2000 Census. The Board of County Commissioners is expected to approve the County-wide boundary modification request in early October. City staff has reviewed the boundaries of the Miami Beach Enterprise Zone, as well as poverty rates and qualifying areas in Miami Beach. The Administration recommends boundary changes that remove North Shore Park, the 17th Street parking lots, and residential areas of South Pointe and Parkview Island that no longer qualify. This area will be replaced by expanding the zone boundaries to include qualifying areas in Collins Park, the North Shore and the Flamingo neighborhoods, and the Jackie Gleason Theater.

The Administration recommends that the Mayor and City Commission adopt the Resolution.

Advisory Board Recommendation:

N/A

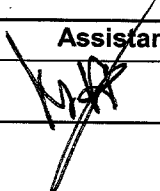
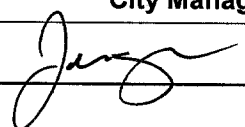
Financial Information:

Source of Funds:  Finance Dept.		Amount	Account	Approved
	1	N/A		
	2			
	3			
	4			
	Total	N/A		

City Clerk's Office Legislative Tracking:

Kevin Crowder

Sign-Offs:

Department Director	Assistant City Manager	City Manager
		

AGENDA ITEM C7A

DATE 9-8-05

CITY OF MIAMI BEACH

CITY HALL 1700 CONVENTION CENTER DRIVE MIAMI BEACH, FLORIDA 33139
www.miamibeachfl.gov



COMMISSION MEMORANDUM

To: Mayor David Dermer and
Members of the City Commission

Date: September 8, 2005

From: Jorge M. Gonzalez
City Manager

Subject: **A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, REQUESTING THAT THE STATE OF FLORIDA MODIFY THE BOUNDARIES OF THE MIAMI BEACH ENTERPRISE ZONE AS IDENTIFIED ON ATTACHMENT 'A', AND, FURTHER REQUESTING THAT THE MIAMI-DADE COUNTY BOARD OF COUNTY COMMISSIONERS APPLY TO THE STATE OF FLORIDA FOR SAID MODIFICATION.**

ADMINISTRATION RECOMMENDATION:

Adopt the Resolution.

ANALYSIS:

During the 2005 Florida Legislative Session, House Bill 1725, entitled "An Act Relating to Enterprise Zones" was approved, and provides existing enterprise zones the opportunity to apply for re-designation of the zone area. Miami-Dade County has initiated local efforts to renew the local Enterprise Zone Program upon passage of this State enabling legislation. To that end, the County has created a working committee consisting of municipalities within the boundaries of the current Enterprise Zone areas and County Departments.

As part of this process, the parties have met to review the current enterprise zone boundaries as well as the areas throughout the County that currently qualify based on the 2000 Census. To qualify, an area must meet minimum poverty criteria of 20%, and at least 50% of the designated area must have a poverty rate of at least 30%. The working committee will continue to meet and refine the boundaries and potential benefits and the County anticipates that approval of the County-wide boundary modification request will be placed on the agenda of the Board of County Commissioners in early October.

Enterprise Zone Incentives

The benefits that are provided through the Enterprise Zone have no impact on City funds, but can provide significant financial assistance to qualifying businesses. The key incentives that are available to businesses in the Miami Beach Enterprise Zone are:

1. Property Tax Abatement: businesses in the Enterprise Zone that are not within the

boundaries of a Community Redevelopment Area may apply for an abatement of the County's ad valorem property tax due on improvements for a period of five years. The City of Miami Beach does not provide the Enterprise Zone Property Tax Abatement for the City's ad valorem property tax that is due on improvements. Furthermore, refund of County impact fees is not available in Miami Beach.

2. Enterprise Zone Property Tax Credit: up to a 96% credit against state corporate income tax on any ad valorem property tax due on improvements that is not abated by local (city or county) government, for a period of up to five years.
3. Enterprise Zone Jobs Tax Credit: this provides up to a 30% credit against corporate income tax or refund of sales tax on wages paid to each employee who is a resident of an Enterprise Zone for a period of 24 months.
4. Sales Tax Refund: up to 97% refund of sales tax paid for business equipment and building materials purchased in Florida.

Enterprise Zone Benefits in Miami Beach

Historically, the Enterprise Zone has provided benefits for the creation of a substantial number of jobs in Miami Beach. Businesses may only receive benefit for new jobs created, not for a new employee that is hired into an existing job. During the past eight years, 163 Miami Beach businesses have received Enterprise Zone incentives, including jobs tax credits for creating over 2,500 new jobs for enterprise zone residents, an average of 335 per year. A list of businesses that have benefited from this program is attached as Attachment 'B'. Additionally, businesses received sales tax refunds, micro-enterprise loans, and abatements of Miami-Dade County property tax. As previously stated, the property tax abatement is only available for the County portion of the property tax that is due on the value of improvements that the business makes, and is not available to businesses that are located within the boundaries of the RDA. Following is a summary of benefits that Miami Beach businesses have received during the past few years:

Jobs Tax Credit (jobs created for residents of the Enterprise Zone)

▪ 1997	290 jobs	46 businesses
▪ 1998	339 jobs	45 businesses
▪ 1999	140 jobs	28 businesses
▪ 2000	<i>Information not available</i>	
▪ 2001	561 jobs	64 businesses
▪ 2002	321 jobs	47 businesses
▪ 2003	364 jobs	30 businesses
▪ 2004	341 jobs	38 businesses

Additional benefits for the four-year period 2001-2004

- 23 businesses received \$4,711,285 in sales tax refunds.
- 22 businesses received \$139,580 from the Micro-Enterprise & Peer Lending Program
- 6 businesses received County property tax abatements valued at \$240,053
- Information on Corporate Income Tax credits and other benefits applied directly to

the State of Florida is not available.

During the last eight years, Enterprise Zone job creation incentives have been used by businesses throughout the various commercial districts in the Miami Beach Enterprise Zone, but have been most significant within the RDA:

▪ City Center	721 Enterprise Zone Jobs
▪ South Pointe	636 Enterprise Zone Jobs
▪ Ocean Drive	465 Enterprise Zone Jobs
▪ North Beach	336 Enterprise Zone Jobs
▪ Washington Avenue	110 Enterprise Zone Jobs
▪ Collins Avenue 5 th to 15th	84 Enterprise Zone Jobs

Review of documentation provided by Miami-Dade County indicates that Miami Beach is the leading municipality in terms of providing jobs through the Enterprise Zone's jobs tax credit program. According to this documentation, in 2004, 39% (341) of the jobs that received benefits through this program were located in Miami Beach. A summary of this benefit by County Commission district is provided below (not all districts include an enterprise zone).

District 1	6 jobs	District 2	44 jobs
District 3	134 jobs	District 4	4 jobs
District 5	463 jobs	District 6	46 jobs
District 8	5 jobs	District 9	8 jobs
District 13	157 jobs	TOTAL	867 jobs

Proposed Boundary Modifications

City staff has reviewed the current boundaries of the Miami Beach Enterprise Zone, as well as the poverty rates of various areas of the City. Additional review has been conducted by staff related to major employers in Miami Beach that provide jobs to residents of enterprise zones throughout the County.

The recommended boundary modifications for South Beach are identified on page 1 of Attachment 'A' and the proposed changes for North Beach are on page 2 of Attachment 'A'. The summary of the proposed changes are as follows:

1. Removal of certain residential areas of South Pointe that no longer qualify for enterprise zone designation.
2. Removal of the surface parking lots between 17th Street and Lincoln Road that include the area identified for the New World Symphony (not-for-profit) Soundspace project.
3. Addition of qualifying residential area located between 6th and 10th Streets and Lenox Court and Meridian Avenue.
4. Addition of the Jackie Gleason Theater.

September 8, 2005
City Commission Memorandum
Miami Beach Enterprise Zone

5. Addition of the Collins Park Neighborhood located between Washington and Collins Avenues, 17th Street, 23rd Street, and Dade Boulevard.
6. Removal of North Shore Park and Parkview Island
7. Addition of additional qualifying residential area in the North Shore neighborhood.

JMG/TH/kc

Attachments:

Attachment A: Proposed Enterprise Zone Boundary Modifications

Attachment B: Miami Beach Businesses Benefiting from the Enterprise Zone

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RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, REQUESTING THAT THE STATE OF FLORIDA MODIFY THE BOUNDARIES OF THE MIAMI BEACH ENTERPRISE ZONE, AS IDENTIFIED IN ATTACHMENT 'A' TO THIS RESOLUTION; AND FURTHER REQUESTING THAT THE MIAMI-DADE COUNTY BOARD OF COUNTY COMMISSIONERS APPLY TO THE STATE OF FLORIDA FOR SAID MODIFICATION.

WHEREAS, in 1986, the Florida Legislature authorized municipalities in the State to establish enterprise zones; and

WHEREAS, the Miami Beach City Commission has adopted, as a primary City-wide priority, the economic development and strategic planning of this community; and

WHEREAS, the designation of enterprise zones, pursuant to Chapter 290, Florida Statutes, has provided invaluable assistance to the City in its effort to achieve the economic development objectives of private sector investment and job creation; and

WHEREAS, on June 4, 1986, the Mayor and City Commission adopted Resolution No. 86-18459, approving the boundaries of the Miami Beach Enterprise Zone; and

WHEREAS, on July 9, 1986, the Mayor and City Commission adopted Resolution No. 86-18504, approving the alteration of the boundaries of said Enterprise Zone; and

WHEREAS, on September 10, 1992, the Mayor and City Commission adopted Resolution No. 92-20596, approving the alteration of the boundaries of the Miami Beach Enterprise Zone, expanding the Zone to include properties in the North Beach area; and

WHEREAS, on December 2 1998, the Mayor and City Commission adopted Resolution No. 98-22986, approving the alteration of the boundaries of the Miami Beach Enterprise Zone, to remove non-commercial property such as beachfront and parks, and include additional property with the potential to attract additional investment; and

WHEREAS, the City desires to maximize the potential for private investment by modifying the boundaries of the existing Miami Beach Enterprise Zone, as amended, pursuant to House Bill 1725, passed during the 2005 Florida Legislative Session, which allows local governments the opportunity to modify the boundaries of their existing enterprise zones; and

WHEREAS, Miami-Dade County has initiated local efforts to renew the local enterprise zone program and has formed a working committee consisting of municipalities within the boundaries of the current enterprise zone areas; and

WHEREAS, businesses in the Miami Beach Enterprise Zone continue to employ a significant number of residents of the Miami-Dade County Enterprise Zones; and

WHEREAS, certain areas of the Miami Beach Enterprise Zone no longer qualify for enterprise zone designation, according to the 2000 Census; and

WHEREAS, there exist additional defined geographic areas within the corporate limits of the City of Miami Beach which, according to the 2000 Census, have poverty rates in excess of twenty (20%) percent, and therefore qualify for enterprise zone designation.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, that the City requests that the State of Florida modify the boundaries of the Miami Beach Enterprise Zone, as identified on Attachment 'A', and further request that the Miami-Dade County Commission apply to the State of Florida for said modification.

PASSED and **ADOPTED** this _____ day of September, 2005.


Mayor

ATTEST:

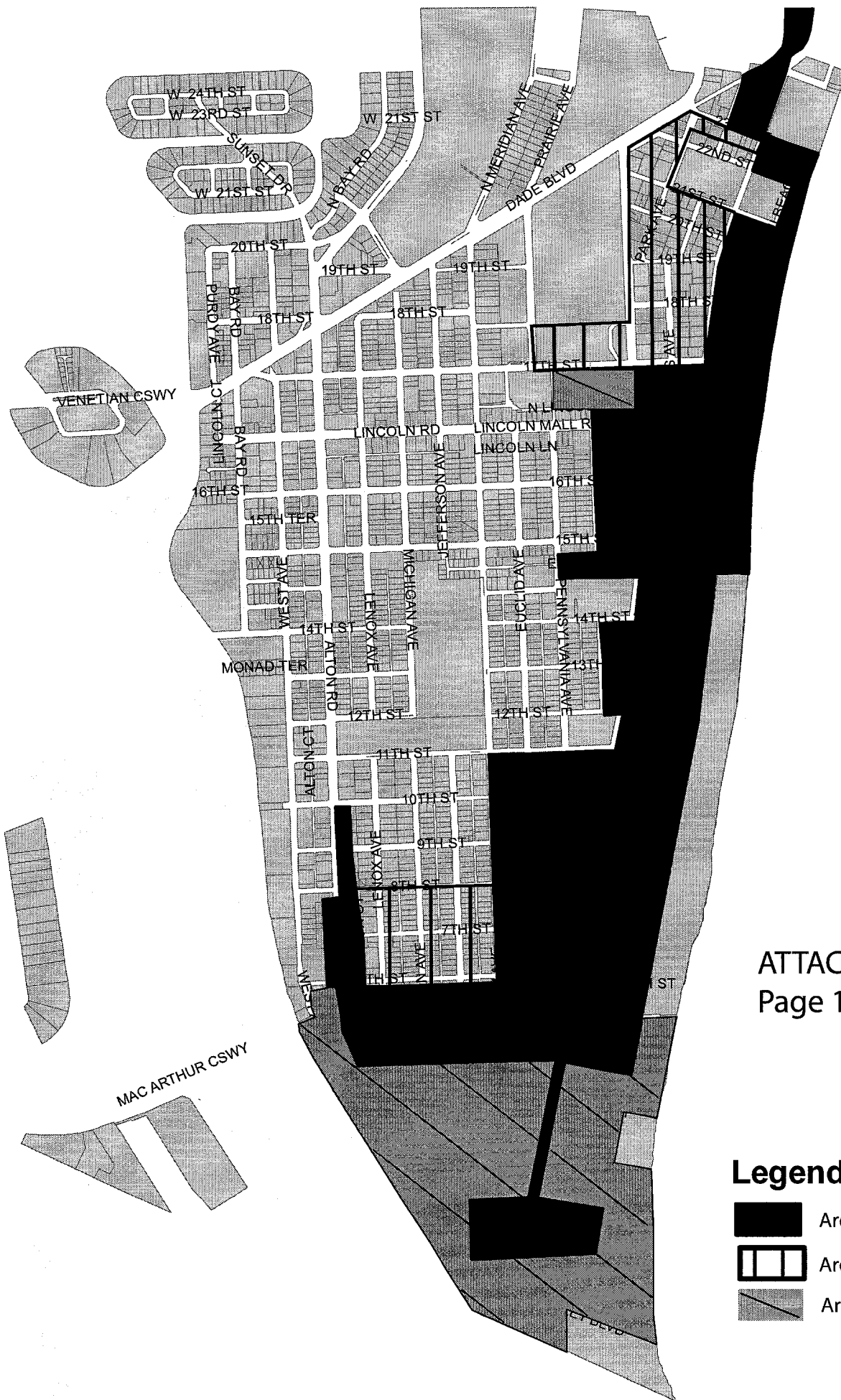
City Clerk

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**APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION**




 8/31/05

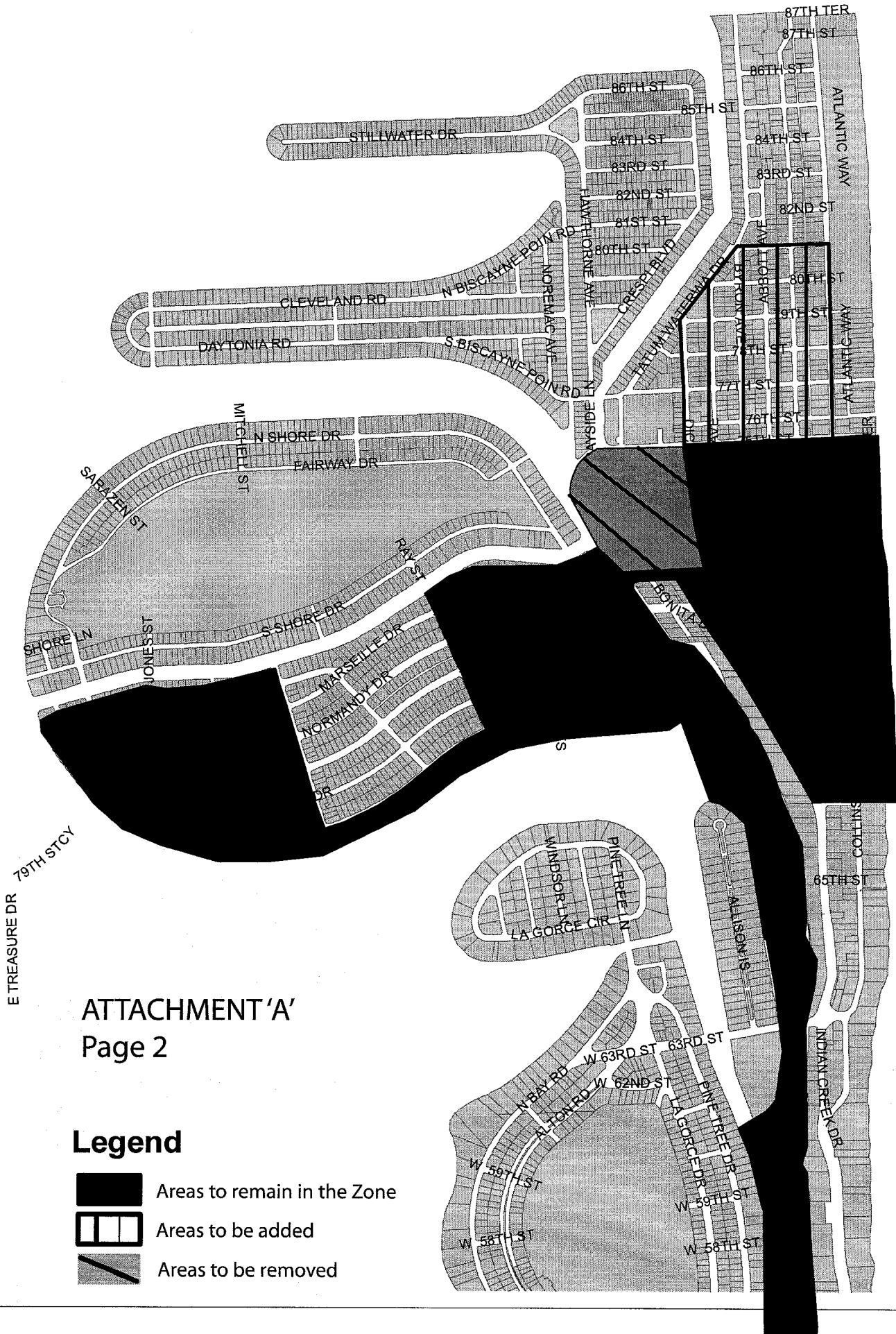
City Attorney Date



ATTACHMENT 'A' Page 1

Legend

-  Areas to remain in the Zone
-  Areas to be added
-  Areas to be removed



ATTACHMENT 'A' Page 2

Attachment B

	Enterprise Zone Jobs Created										Total Enterprise Zone Jobs		Loans	Sales Tax Refund	Abatement
	1997	1998	1999	2000	2001	2002	2003	2004	2005	2006	2007	2008			
A Fish Called Avalon	1	1			7	1									
Ago Restaurant								5							
Allioli	14	6													
Amnesia/Opium Garden	2														
Avalon Hotel	17	10													
Baraboo Restaurant													\$ 1,328		
Barclay Plaza	1														\$ 3,475
Barney's Co-op								1							
Bentley Hotel							2								
Beverage Profits													\$ 5,000		
Big Pink		25	4		14	17	11	4							
Blue Door								9							
Blue Marine					3										
Blue Moon Hotel			5												
Blue Sky Advertising													\$ 500		
Boulevard Bar and Grill	2				4										
Brooklyn Hotel	4	8	4		10	4	3								
Burger King					5										
Burger King															
Cablevision Communications													\$ 14,309		
Café Cardozo					11	7									
Café Tabac	7				13	5									
Caffe Milano															
Caffe Sabbia	3														
Casa Grande	3	1													
Casablanca Restaurant					6	1									
Cavalier Hotel	9	3	3		2		3								
Century Hotel	9														
China Grill	7	17	10		9	1									
Cleveland Hotel					3	9									
Coffee Beanery	4	4											\$ 10,845		
Coin Wash Holdings															
Colony Bistro					4										
Colony Hotel	13	13	1		5								\$ 658		
Color Swarm															
Compass Café	3														
Courtyard by Marriott							1	6						\$ 1,207	\$ 66,155
Crystal Beach and Health Club															
Deauville Hotel		6	5		11										
Deco Beach Hotel		7			33	6									
Delano Hotel	1														
Denny's					22	13	12	3						\$ 5,257	
Di Lido Hotel	1				2	6									

Exhibit B

	Enterprise Zone Jobs Created										Total Enterprise Zone Jobs		Loans	Sales Tax Refund	Abatement
	1997	1998	1999	2000	2001	2002	2003	2004	2005	2006	2007	2008			
Domino's Pizza	1		4		1						6				
Eckerd		3									3				
Eckerd		1									1				
Eckerd		4									4				
Emeril's								29			29			\$ 12,043	
Essex Hotel					1						1				
Fairmont Hotel	2	1									3				
Fat Tuesday's		2									2				
Fedco		1			20						21				
Fedco					2						2				
Finnegan's Way					4	1					5				
Florida Medi-Van Ambulance													\$ 5,180		
Franklin Hotel	2	4									6				
Front Porch Café	3	1	1			2					7				
Governor Hotel					1						1				
Great Western Bank		2									2				
Health Care Services Group						4					4				
Holiday Inn					1	2					3			\$ 10,576	
Hotel Astor	4	1									5				
International Diamond Trade													\$ 2,500		
Island Trading Company	1										1				
Ivan's Catering and Cakes													\$ 1,000		
Jisseth's Alteracion													\$ 500		
JL Williams Global													\$ 500		
Joe's Stone Crab	25	20	16		13	4	6	11			95			\$ 10,463	
Joia			8								8			\$ 314	
Kaprin Fitts, Inc.													\$ 10,000	\$ 1,225,000	
Karlson Collins, LLC					1						1				
Kent Hotel					10						10				
KFC					8	3					11		\$ 465		
KFC													\$ 500		
La Revista															
Leslie Hotel	18	5	4								27				
Level					14	5					19				
Living Room					8						8				
Loews Miami Beach Hotel					64	7	14	28			113			\$ 22,040	
Lucky Cheng's	2										2				
Mangia Mangia		2									2				
Mango's	3	23	5								31				
Mansion								2			2				
Marlin Hotel					1						1				
Marseilles Hotel															
McAlpin Hotel			2								2		\$ 5,430		

Exhibit B

	Enterprise Zone Jobs Created										Total Enterprise		Loans	Sales Tax Refund	Abatement
	1997	1998	1999	2000	2001	2002	2003	2004	2004	2004	Zone Jobs	Zone Jobs			
McDonalds	19	5									43			\$	930
McDonalds											1				
Miami Beach Marina	8										8				
Miami Beach Marriott											21			\$	86,453
Miami Subs	10	6									18				
Miami Corporation	6	3									9				
Mo's Cantina	13	3	1								17				
Murano Three, LLC														\$	1,445,000
Murano Two, LTD														\$	1,350,000
Mynt															\$ 11,938
Natural Food Market											53				
Nemo	12	11	2		2						12				
News Café	18	30	16		11	4	4	2			46				
Nicole Miller						9					73				
Nobu											1				
North Beach Wellness											4				
Ocean Plaza Hotel													\$ 300		
Ocean's Ten													\$ 10,865		
Oceanside Promenade	1										21				
Opium Garden											1				
Paesano's Restaurant	1	4	3		7	2					16				
Palace Bar and Grill	2										17				
Park Central Hotel											2				
Park Washington	5	3	1		2	1		2			5				
Pelican Development											12				
Pelican Hotel and Café	14	17	5		18	1					0				
Penrod's	8				47	40	45	11			55			\$	1,280
Pepe Restaurant											151			\$	9,189
Pinkerton's													\$ 500		
Prime 112											1				
Publix	10	27			29	7					12				
Quinn's Restaurant											73				
Raleigh Hotel											11			\$	4,414
Red Square											33				
Rendezvous											6				
Riande Continental											5				
Ritz-Carlton											20				
Royal Palm Crowne Plaza											115			\$	193,910
Rumi											71			\$	46,042
Rumi											15			\$	16,828
Sagamore Hotel											45			\$	
Scandal's Restaurant											12			\$	384
Sea Kruz											3				
											11				

Exhibit B

	Enterprise Zone Jobs Created										Total Enterprise Zone Jobs		Loans	Sales Tax Refund	Abatement
	1997	1998	1999	2000	2001	2002	2003	2004	2004	2004	Zone Jobs	Zone Jobs			
Senor Frogs					1						1				
Shelborne Beach Resort					6	2		5			14				
Shoji Sushi		1			8	6	4	3			21				
Shops at Ocean Court					1						1				
Shore Club					25	56	10	8			99			\$ 99,955	
Smith and Wollensky			11		2	1					14				
Soleiyado															
South Beach Resort Dev														\$ 65,000	
South Pointe Hospitality														\$ 5,000	
South Pointe, LLC															
South Seas Hotel	12	7									19			\$ 100,000	
Spec's	4			4							4				
Sport Café	2										4				
Star of the Andes Music											2				
Surfcomber Hotel													\$ 1,000		
Surfmed Pharmacy					11	10	8				29				
Suzanne's Market		3			3						3				
Tango Beef Café					4						4				
The Hotel					9	3		3			15		\$ 65,700		
Tides Hotel		11	7		7						25				
Tiramisu	1	1									2				
Tommy Hilfiger											5				
Tuscan Steak					3		5				3				
Vivid					5						5				
Walgreen's					5	5	7	2			19				
Walgreen's							29				29				
Walgreen's					1	4		1			6			\$ 21,832	
Walgreen's						17	1	3			21				
Weddings by the Beach													\$ 500		
Wet Willie's	4										4				
Winterhaven Hotel					1						1				
Wish Café					1	1	3	4			9				
Woolley's	5										5				
YMG Enterprises													\$ 2,000		
7020 Rue Granville	290	339	140	0	561	321	364	341			2356		\$ 139,580	\$ 4,711,285	\$ 240,053

**CITY OF MIAMI BEACH
COMMISSION ITEM SUMMARY**



Condensed Title:

A Resolution Authorizing The City Manager Or His Designee To Apply For And Accept The Following Grants.

Issue:

Shall The City Commission Approve The Application And Acceptance Of Grant Funds?

Item Summary/Recommendation:

The Administration Anticipates Applying For The Following Funds: 1) An Amount Not To Exceed \$40,000 For The Allison Park Eco-Walk Sea Turtle Education Program, Which Will Educate Residents And Tourist About The Natural Resources And Coastal Ecosystem Of Miami Beach, Through Environmental Educational Exhibits, Including Interpretive Signs, Related To The Conservation And Protection Of Sea Turtles. Additionally, This Project Also Proposes To Retrofit And Replace Existing Lighting In Allison Park With Turtle Sensitive Lighting; And 2) The Florida Department Of State, Division Of Library And Information Services, Florida Local Historical Records Grant To Support A Records Project To Archive And Convert To Electronic Form The City's Historical Photographs And Documents For Proper Preservation. The Administration Recommends Approving The Resolution.

Advisory Board Recommendation:

N/A

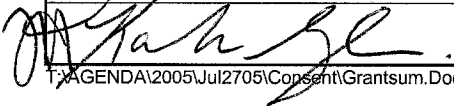
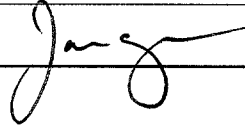
Financial Information:

Source Of Matching Funds:	Grant #	Grant Name/Project	Grant Amount	Match Amount/Source
<div style="border: 1px solid black; width: 50px; height: 50px; margin: 0 auto;"></div> <p align="center">Finance Dept</p>	1	Sea Turtle Conservation and Education Program	Not To Exceed \$40,000	N/A – No Match Required
	2	Florida Local Historical Records Grant Program	Not To Exceed \$5,000	N/A – No Match Required

City Clerk's Office Legislative Tracking:

Judy Hoanshelt, Grants Manager, Office Of Budget And Performance Improvement

Sign-Offs:

Department Director	Assistant City Manager	City Manager
		

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AGENDA ITEM C7B

DATE 9-8-05

CITY OF MIAMI BEACH

CITY HALL 1700 CONVENTION CENTER DRIVE MIAMI BEACH, FLORIDA 33139
www.ci.miami-beach.fl.us



COMMISSION MEMORANDUM

To: Mayor David Dermer and
Members of the City Commission

Date: September 8, 2005

From: Jorge M. Gonzalez
City Manager

Subject **A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO APPLY FOR THE FOLLOWING GRANT FUNDS: 1) THE FLORIDA SEA TURTLE GRANTS PROGRAM IN AN AMOUNT NOT TO EXCEED \$40,000 FOR A SEA TURTLE CONSERVATION AND EDUCATION PROGRAM, AND; 2) THE FLORIDA DEPARTMENT OF STATE, DIVISION OF LIBRARY AND INFORMATION SERVICES FY 2005, FLORIDA LOCAL HISTORICAL RECORDS GRANT PROGRAM FOR FUNDING IN AN AMOUNT NOT TO EXCEED \$5,000 FOR FUNDS TO ARCHIVE AND MAKE ACCESSIBLE HISTORICAL MATERIAL RELATED TO THE HISTORY OF THE CITY OF MIAMI BEACH; FURTHER APPROPRIATING THE GRANT AND MATCH, IF APPROVED AND ACCEPTED BY THE CITY; AND AUTHORIZING THE EXECUTION OF ALL NECESSARY DOCUMENTS RELATED TO THIS APPLICATION.**

ADMINISTRATION RECOMMENDATION

Adopt the Resolution.

ANALYSIS

1. Approval to submit a grant application to the Sea Turtle Grants Program for funding, in an amount not to exceed \$40,000, for a Sea Turtle Education and Conservation Program

In 1997, the Florida Legislature (Statute 320.0858 (19)) authorized the creation of a Sea Turtle Specialty License Plate to promote the conservation and protection of Florida's sea turtles. The Sea Turtle License Plate was first offered for sale in February 1998 and quickly became one of the most popular specialty plates in Florida, raising over \$1 million annually. Approximately 70% of the funding generated by the sale of the tags goes to the Florida Fish and Wildlife Conservation Commission's (FWCC) Marine Turtle Protection Program to support research and management activities related to sea turtles, and approximately 30% is distributed to the Sea Turtle Grants Program to support sea turtle research, conservation and education projects that benefit Florida sea turtles.

The Administration anticipates applying for funds, in an amount not to exceed \$40,000 for the Allison Park Eco-Walk Sea Turtle Education Program, which will educate residents and tourist about the natural resources and coastal ecosystem of Miami Beach, through environmental educational exhibits, including interpretive signs, related to the conservation and protection of sea turtles. Additionally, this project also proposes to retrofit and replace existing lighting in Allison Park with turtle sensitive lighting to minimize the impact of beach front lights on nesting beaches.

No matching funds are required of this grant.

2. Approval to submit a grant application to The Florida Department of State, Division of Library and Information Services FY 2005 Florida Local Historical Records Grant Program for Funding in an amount not to exceed \$5,000 for funds to archive and make accessible historical material related to the history of the City Of Miami Beach

The Florida Department of State, Division of Library and Information Services, Florida Local Historical Records Grant provides funding to local governments to support records projects to preserve the local documentary history of Florida and to provide access to local historical records that are endangered or inaccessible. The project addresses the Florida State Historical Records Advisory Board's strategic plan "Bringing Florida's Documentary History to the People – A Long Range Plan". Maximum funding available for this grant is \$5,000.

In 2004, the City Clerk's Office began archiving and converting to electronic form the City's historical photographs and documents for proper preservation. A searchable database was created and with the assistance of City staff and volunteer historians, each document was identified and documented. Currently there are nearly 500 photographs and documents with the oldest document dating back to the 1890's. The City anticipates applying for these funds to continue this important project. The City will match this grant with eligible in-kind funding. These non-cash contributions will include contributed time of personnel, equipment, supplies and space.

Therefore, the Administration recommends that the Mayor and City Commission approve a Resolution authorizing the City Manager or his designee to apply for the following grant funds: 1) The Florida Sea Turtle Grants Program in an amount not to exceed \$40,000 for a Sea Turtle preservation and education program; and 2) the Florida Department Of State, Division of Library and Information Services FY 2005 Florida Local Historical Records Grant Program for funding in an amount not to exceed \$5,000 for funds to archive and make accessible historical material related to the history of the City of Miami Beach; further appropriating the grant and match, if approved and accepted by the City; and authorizing the execution all necessary documents related to this application.

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RESOLUTION TO BE SUBMITTED

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**CITY OF MIAMI BEACH
COMMISSION ITEM SUMMARY**



Condensed Title:

A Resolution Authorizing The City Manager Or His Designee To Apply For And Accept The Following Grant.

Issue:

Shall The City Commission Approve The Application And Acceptance Of Grant Funds?

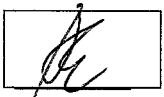
Item Summary/Recommendation:

The Administration Requests Approval To Authorize The City Manager Or His Designee To Submit A Grant Application To The Florida Department Of Transportation, For The FY 2005 Highway Beautification Grant Program In An Amount Not To Exceed \$300,000 For Landscaping and Irrigation Along Indian Creek Drive. The Administration Recommends Approving The Resolution.

Advisory Board Recommendation:

N/A

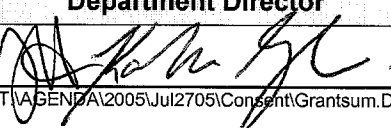
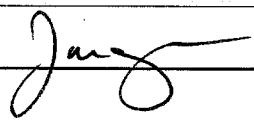
Financial Information:

Source Of Matching Funds:	Grant #	Grant Name/ Project	Grant Amount	Match Amount/Source
 Finance Dept	1	Florida Highway Beautification Grant Program	Not To Exceed \$300,000	Not To Exceed \$300,000/ Potential City funding includes, but is not limited to General Obligation Bond Funding.

City Clerk's Office Legislative Tracking:

Judy Hoanshelt, Grants Manager, Office Of Budget And Performance Improvement

Sign-Offs:

Department Director	Assistant City Manager	City Manager
		

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AGENDA ITEM C7C
DATE 9-8-05

CITY OF MIAMI BEACH

CITY HALL 1700 CONVENTION CENTER DRIVE MIAMI BEACH, FLORIDA 33139
www.ci.miami-beach.fl.us



COMMISSION MEMORANDUM

To: Mayor David Dermer and
Members of the City Commission

Date: September 8, 2005

From: Jorge M. Gonzalez
City Manager

Subject **A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO APPLY FOR AND ACCEPT A HIGHWAY BEAUTIFICATION GRANT IN AN AMOUNT NOT TO EXCEED \$300,000, AND TO ENTER INTO A HIGHWAY BEAUTIFICATION COUNCIL GRANT, LANDSCAPE CONSTRUCTION, AND MAINTENANCE MEMORANDUM OF AGREEMENT WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION FOR LANDSCAPING AND THE INSTALLATION OF IRRIGATION ALONG PORTIONS OF INDIAN CREEK DRIVE TO BE MATCHED WITH AN AMOUNT NOT TO EXCEED \$300,000 OF CITY FUNDING; FURTHER APPROPRIATING THE GRANT AND MATCH, IF APPROVED AND ACCEPTED BY THE CITY; AND AUTHORIZING THE EXECUTION ALL NECESSARY DOCUMENTS RELATED TO THIS APPLICATION.**

ADMINISTRATION RECOMMENDATION

Adopt the Resolution.

ANALYSIS

The Florida Highway Beautification Council was created by the 1987 Legislature. The Council provides grant funding for landscaping and irrigation on State Roads, within the Florida Department of Transportation right-of-way. Eligible projects include landscaping on medians, roadside and/or sidewalks. Funding is available up to a maximum of \$300,000 and must be matched with local funds.

Florida Department of Transportation (FDOT) will be working on Indian Creek Drive from Collins Avenue to 40th Street. The scope of work includes repaving the road, improving drainage, installing sleeving for irrigation and installing bump-outs along Indian Creek Drive from Collins Avenue to 40th Street. The FDOT project does not include landscaping for the bump-outs, or irrigation.

The Administration is requesting approval to apply for funding from the State of Florida Highway Beautification Council to install landscaping and irrigation at the Indian Creek project. The landscaping and irrigation work funded by the grant will be coordinated to commence after the completion of the repaving work that FDOT will be completing.

The grant, if awarded, requires a 1:1 local match or not to exceed \$300,000. The Administration has identified potential sources of City funding, including, but not limited to General Obligation Bond funds and Quality of Life funding as the local match portion of this project and recommends appropriating not to exceed \$300,000 if awarded, from these funds for this purpose.

As part of FDOT's requirements, the City of Miami Beach will be responsible for the maintenance of the landscaping and will be required to enter into a Memorandum of Agreement confirming that the City will maintain the landscaping.

Therefore, the Administration recommends that the Mayor and City Commission approve a Resolution authorizing the City Manager or his designee to submit an application for grant funds from the Florida Department Of Transportation, to be matched with an amount not to exceed \$300,000 of City funding for landscaping and irrigation on Indian Creek Drive; further appropriating the grant if approved and accepted by the City; and authorizing the execution all necessary documents related to this application.

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RESOLUTION TO BE SUBMITTED

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**CITY OF MIAMI BEACH
COMMISSION ITEM SUMMARY**



Condensed Title:

A Resolution Of The Mayor and City Commission Of The City Of Miami Beach, Approving The Administration To Issue a Purchase Order to Motorola, The Sole Source Provider of the Omnitrak Latent Station, for the Police Department's Fingerprint and Palm Print System, in the Estimated Amount of \$93,100.

Issue:

Shall the Commission Adopt the Resolution?

Item Summary/Recommendation:

The Florida Department of Law Enforcement (FDLE) is in the process of replacing their Criminal History System and the Automated Fingerprint Identification System (AFIS) and is working with Motorola for the implementation of this upgraded system. The City's AFIS System interfaces with the Miami-Dade Police Department (MDPD) central AFIS site, whereby the City's Police Department runs fingerprint checks locally, prior to submitting them to the FDLE. In turn, the MDPD AFIS system is connected to the FDLE AFIS System.

So as not to lose connectivity with the State pursuant to the FDLE's new system, the MDPD is upgrading all of their AFIS components to the Motorola Omnitrak Latent Station package, which will be operational in early December 2005. Once MDPD completes this change in equipment, the City will no longer be able to run fingerprint checks locally or at the State level, due to system compatibility issues.

In order to maintain the compatibility and the capability of performing latent fingerprint comparisons through interfacing with both the County and State databases, the City's Police Department must upgrade the existing Motorola System to the Motorola Omnitrak AFIS.

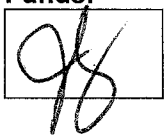
Motorola is the owner of the software and the design, as well as the sole provider of the MDPD AFIS expansion. No other vendor can interface with, or modify, the Motorola equipment that is in place.

ADOPT THE RESOLUTION

Advisory Board Recommendation:

N/A

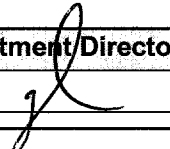
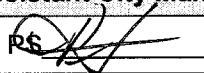
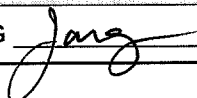
Financial Information:

Source of Funds:	Amount	Account	Approved
	\$ 93,100.00	Police Confiscation Account # 603-4750-000674	
Total	\$ 93,100.00		

City Clerk's Office Legislative Tracking:

Gus Lopez, Ext 6641

Sign-Offs:

Department/Director	Assistant City Manager	City Manager
GL 	RS 	JMG 

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AGENDA ITEM

C7D

DATE

9-8-05

CITY OF MIAMI BEACH

CITY HALL 1700 CONVENTION CENTER DRIVE MIAMI BEACH, FLORIDA 33139
www.miamibeachfl.gov



COMMISSION MEMORANDUM

To: Mayor David Dermer and
Members of the City Commission

Date: September 8, 2005

From: Jorge M. Gonzalez
City Manager

Subject: **A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AUTHORIZING THE ADMINISTRATION TO ISSUE A PURCHASE ORDER TO MOTOROLA, AS THE SOLE SOURCE PROVIDER OF THE OMNITRAK LATENT STATION, FOR THE POLICE DEPARTMENT'S FINGERPRINT AND PALM PRINT SYSTEM, IN THE ESTIMATED AMOUNT OF \$93,100.**

ADMINISTRATION RECOMMENDATION

Adopt the Resolution.

FUNDING

\$93,100 Funding is available from the Police Confiscation Account Number 603-4750-000674.

ANALYSIS

The Florida Department of Law Enforcement (FDLE) is in the process of replacing their Criminal History System and the Automated Fingerprint Identification System (AFIS) and is working with Motorola for the implementation of this upgraded system. The City's AFIS System interfaces with the Miami-Dade Police Department (MDPD) central AFIS site, whereby the City's Police Department runs fingerprint checks locally, prior to submitting them to the FDLE. In turn, the MDPD AFIS system is connected to the FDLE AFIS System.

So as not to lose connectivity with the State pursuant to the FDLE's new system, the MDPD is upgrading all of their AFIS components to the Motorola Omnitrak Latent Station package, which will be operational in early December 2005. Once MDPD completes this change in equipment, the City will no longer be able to run fingerprint checks locally or at the State level, due to system compatibility issues. Miami-Dade County waived competitive bidding for their system upgrade, citing Motorola's proprietary software and design.

In order to maintain the compatibility and the capability of performing latent fingerprint comparisons through interfacing with both the County and State databases, the City's Police Department must upgrade the existing Motorola System to the Motorola Omnitrak AFIS. This upgrade will provide access to up to 1.8 million fingerprint records, 800,000 palm prints and 130,000 latent finger and palm prints. The Police Department does not presently have access to palm print data. This system will archive all fingerprint records, thus eliminating hand cards and allowing for a paperless process. Fingerprint data will be available online and can be printed, as required, for comparison.

While there are other AFIS vendors that market fingerprint systems, currently all AFIS systems in Florida are Motorola. Motorola is the owner of the software and the design, as well as the sole provider of the MDPD AFIS expansion. No other vendor can interface with, or modify, the Motorola equipment that is in place.

CONCLUSION

The Administration recommends that the Mayor and City Commission adopt the attached resolution, approving and authorizing the issuance of a Purchase Order to Motorola, as the sole source provider of the Omnitrak Latent Station, for the Police Department's fingerprint and palm print system, in the estimated amount of \$93,100.



22 August 2005

Pamela Leja
Purchasing
Miami Beach Police Department
1100 Washington Avenue
Miami Beach, FL 33139
Tel: (305) 673-7479
Email: pamelaleja@miamibeachfl.gov

Re: Sole Source Justification for Motorola Printrak™ Latent Station
Ref: 00-0508-17
Sent via: Email

Dear Ms. Leja:

Motorola, Inc. (Motorola) is pleased to provide the Miami Beach Police Department (MBPD) with the following justification to procure a Motorola Printrak™ Latent Station (Latent Station) to connect to Miami-Dade on a sole source basis from Motorola.

Motorola is the owner and sole developer of the Latent Station. Motorola also has exclusive territory rights for providing such a system to the MBPD. No other vendor has access to the proprietary software that is needed to expand the livescan network, interfaces and workflow.

Motorola has a strong local support presence and can guarantee prompt resolution of problems with the Latent Station. Motorola can only offer this level of support for a Motorola provided product. By taking complete responsibility, Motorola provides this reassurance, avoiding the debate or delay caused when multiple vendors supply components of a networked AFIS system.

Motorola looks forward to the opportunity to provide expanded functionality to MBPD. Should you require further information on our comprehensive solution, please contact George Hodges at (617) 590-2618. We look forward to talking with you further.

Sincerely,

A handwritten signature in black ink, appearing to read 'Robert A. Knowlton'.

Robert A. Knowlton
MCEI Vice President and Director System Integration
Government & Enterprise Mobility Solutions
Motorola, Inc.
www.motorola.com/biometrics

Motorola, Inc. Mesh & Applications Solutions Division
1250 North Tustin Avenue, Anaheim, CA 92807 U.S.A. Tel: +1 714 238 2000

Motorola Confidential-Proprietary

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, APPROVING AND AUTHORIZING THE ADMINISTRATION TO ISSUE A PURCHASE ORDER TO MOTOROLA, AS THE SOLE SOURCE PROVIDER OF THE OMNITRAK LATENT STATION, FOR THE POLICE DEPARTMENT'S FINGERPRINT AND PALM PRINT SYSTEM, IN THE ESTIMATED AMOUNT OF \$93,100.00.

WHEREAS, the Florida Department of Law Enforcement (FDLE) is in the process of replacing their Criminal History System and the Automated Fingerprint Identification System (AFIS) and is working with Motorola for the implementation of this upgraded system; and

WHEREAS, the City's AFIS System interfaces with the Miami-Dade Police Department (MDPD) central AFIS site, whereby the City's Police Department runs fingerprint checks locally, prior to submitting them to the FDLE; and

WHEREAS, the MDPD AFIS system is connected to the FDLE AFIS System; and

WHEREAS, so as not to lose connectivity with the State pursuant to the FDLE's new system, the MDPD is upgrading all of their AFIS components to the Motorola Omnitrak Latent Station package, which will be operational in early December 2005; and

WHEREAS, once MDPD completes this change in equipment, the City will no longer be able to run fingerprint checks locally or at the State level, due to system compatibility issues; and

WHEREAS, in order to maintain the compatibility and the capability of performing latent fingerprint comparisons through interfacing with both the County and State databases, the City's Police Department must upgrade the existing Motorola System to the Motorola Omnitrak AFIS; and

WHEREAS, as provided pursuant to Section 2-367 (d) of the Miami Beach City Code, the Administration has determined that Motorola meets the requirements for sole source provider of the Omnitrak Latent Station, for the Police Department's fingerprint and palm print system and would therefore recommend that a purchase order be issued to Motorola, in the estimated amount of \$93,100.00.

NOW, THEREFORE, BE IT DULY RESOLVED, BY THE MAYOR AND THE CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, that the Mayor and City Commission, hereby approve and authorize the Administration to issue a Purchase Order to Motorola, as the sole source provider of the Omnitrak Latent Station, for the Police Department's fingerprint and palm print system, in the estimated amount of \$93,100.00.

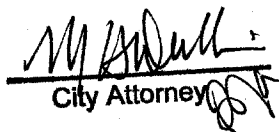
PASSED and ADOPTED this _____ day of September, 2005

MAYOR

ATTEST:

CITY CLERK

**APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION**

 9-1-05
City Attorney Date

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**CITY OF MIAMI BEACH
COMMISSION ITEM SUMMARY**



Condensed Title:

A Resolution of the Mayor and City Commission of the City of Miami Beach, Florida, accepting the donation of fifteen (15) office type electrical lamps, at an average retail value of \$398.66 each for a total of \$5,980.00 from Graciela Pagani to be utilized for lighting in various offices located in the Miami Beach Police Department Headquarters Building.

Issue:

Shall the City Commission adopt the Resolution?

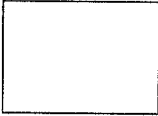
Item Summary/Recommendation:

Ms. Graciela Pagani is an authorized agent of FENDI Casa a commercial lighting business located at 90 N.E. 39th Street, Miami Florida. Ms. Pagani agreed to donate to the Miami Beach Police Department, fifteen (15) office type electrical lamps at an average value of \$398.66 each for a total of \$5,980.00. The lamps will be utilized for lighting in various offices located in the Miami Beach Police Department Headquarters Building.


Advisory Board Recommendation:

N/A

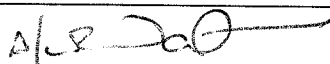
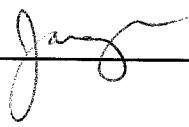
Financial Information:

Source of Funds:  Finance Dept.		Amount	Account	Approved
	1			
	2			
	3			
	4			
	Total			

City Clerk's Office Legislative Tracking:

 Michael Gruen, Miami Beach Police Department

Sign-Offs:

Department Director	Assistant City Manager	City Manager
		

AGENDA ITEM C7E
DATE 9-8-05

CITY OF MIAMI BEACH

CITY HALL 1700 CONVENTION CENTER DRIVE MIAMI BEACH, FLORIDA 33139
www.miamibeachfl.gov



COMMISSION MEMORANDUM

To: Mayor David Dermer and
Members of the City Commission

Date: September 8, 2005

From: Jorge M. Gonzalez
City Manager

Subject: A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ACCEPTING THE DONATION OF FIFTEEN (15) OFFICE TYPE ELECTRICAL LAMPS, AT AN AVERAGE RETAIL VALUE OF \$398.66 EACH FOR A TOTAL OF \$5,980.00, FROM GRACIELA PAGANI, TO BE UTILIZED FOR LIGHTING IN VARIOUS OFFICES LOCATED IN THE MIAMI BEACH POLICE DEPARTMENT HEADQUARTERS BUILDING.

ADMINISTRATION RECOMMENDATION

Adopt the Resolution.

ANALYSIS

Ms. Graciela Pagani is an authorized agent of FENDI Casa a commercial lighting business located at 90 N.E. 39th Street, Miami Florida. Ms. Pagani agreed to donate to the Miami Beach Police Department, fifteen (15) office type electrical lamps at an average value of \$398.66 each for a total of \$5,980.00. The lamps will be utilized for lighting in various offices located in the Miami Beach Police Department Headquarters Building.

DWD:PS:MG

F:\POLI\ADMIN\OPR\GRUEN05\Commission Memorandum Donation of Lamps.doc

RESOLUTION TO BE SUBMITTED

**CITY OF MIAMI BEACH
COMMISSION ITEM SUMMARY**



Condensed Title:

A resolution of the Mayor and City Commission of the City of Miami Beach, Florida authorizing the Mayor, or his designee, and the City Clerk to execute a Mutual Aid Agreement with the City of Hialeah Gardens, Florida, for the purpose of coordinating law enforcement planning, operations, and mutual aid benefit between the City of Miami Beach and the City of Hialeah Gardens.

Issue:

Shall the City of Miami Beach execute a Mutual Aid Agreement with the City of Hialeah Gardens that will allow for the sharing of law enforcement resources and the rendering of assistance both during routine and intensive law enforcement situations?

Item Summary/Recommendation:

The Administration recommends the adoption of this resolution that will allow for the sharing of law enforcement resources and the rendering of assistance both during routine and intensive law enforcement situations. The City of Miami Beach and the City of Hialeah Gardens, because of the existing and continuing possibility of the occurrence of law enforcement problems and other natural and man-made conditions which are or are likely to be beyond the control of personnel, equipment or facilities of the Miami Beach Police Department or the City of Hialeah Gardens believe that it is beneficial for each to participate in a Mutual Aid Agreement as authorized by Chapter 23, Florida Statutes.

Advisory Board Recommendation:

N/A

Financial Information:

Source of Funds: <div>Finance Dept.</div>		Amount	Account	Approved
	1			
	2			
	3			
	4			
	Total			

City Clerk's Office Legislative Tracking:

--

Sign-Offs:

Department Director	Assistant City Manager	City Manager

AGENDA ITEM

C7F

DATE

9805

CITY OF MIAMI BEACH

CITY HALL 1700 CONVENTION CENTER DRIVE MIAMI BEACH, FLORIDA 33139
www.miamibeachfl.gov



COMMISSION MEMORANDUM

To: Mayor David Dermer and
Members of the City Commission

Date: September 8, 2005

From: Jorge M. Gonzalez
City Manager

Subject: **A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA AUTHORIZING THE MAYOR, OR HIS DESIGNEE, AND THE CITY CLERK TO EXECUTE A MUTUAL AID AGREEMENT WITH THE CITY OF HIALEAH GARDENS, FLORIDA, FOR THE PURPOSE OF COORDINATING LAW ENFORCEMENT PLANNING, OPERATIONS, AND MUTUAL AID BENEFIT BETWEEN THE CITY OF MIAMI BEACH AND THE CITY OF HIALEAH GARDENS.**

ADMINISTRATION RECOMMENDATION

Adopt the Resolution.

ANALYSIS

The City of Miami Beach and the City of Hialeah Gardens, because of the existing and continuing possibility of the occurrence of law enforcement problems and other natural and man-made conditions which are or are likely to be beyond the control, personnel, equipment or facilities of the Miami Beach Police Department or the City of Hialeah Gardens Police Department believe that it is beneficial for each to participate in a Mutual Aid Agreement as authorized by Chapter 23, Florida Statutes.

The Mutual Aid Agreement will allow for the sharing of law enforcement resources and the rendering of assistance both during routine and intensive law enforcement situations.

This Agreement will take effect when it is signed and will expire on January 1, 2010.

CONCLUSION

It is recommended that the Mayor and City Commission adopt this Resolution and authorize the signing of the Mutual Aid Agreement that will allow for the sharing of law enforcement resources.

JMG/DWD/PS/MG

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA AUTHORIZING THE MAYOR, OR HIS DESIGNEE, AND THE CITY CLERK TO EXECUTE A MUTUAL AID AGREEMENT WITH THE CITY OF HIALEAH GARDENS, FLORIDA, FOR THE PURPOSE OF COORDINATING LAW ENFORCEMENT PLANNING, OPERATIONS, AND MUTUAL AID BENEFIT BETWEEN THE CITY OF MIAMI BEACH AND THE CITY OF HIALEAH GARDENS.

WHEREAS, it is the responsibility of the respective governments of the City of Miami Beach and the City of Hialeah Gardens, Florida to ensure the public safety of their citizens by providing adequate levels of police service to address any foreseeable routine or emergency situation; and

WHEREAS, because of the existing and continuing possibility of the occurrence of law enforcement problems and other natural and man-made conditions which are, or are likely to be, beyond the control of services, personnel, equipment, or facilities of the City of Miami Beach Police Department or the City of Hialeah Gardens Police Department; and

WHEREAS, in order to ensure the preparation of these law enforcement agencies will be adequate to address any and all of these conditions, to protect the public peace and safety, and to preserve the lives and property of the people of the City of Miami Beach and the City of Hialeah Gardens; and

WHEREAS, the City of Miami Beach and the City of Hialeah Gardens have the authority under Chapter 23, Florida Statutes, "Florida Mutual Aid Act," to enter into the attached Mutual Aid Agreement.

NOW, THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, that the Mayor, or his designee, and City Clerk are authorized to execute the attached Mutual Aid Agreement with City of Hialeah Gardens, Florida, for the purpose of coordinating law enforcement planning, operations, and mutual aid benefits between the City of Miami Beach and the City of Hialeah Gardens.


PASSED and ADOPTED this ____ day of _____, 2005.

ATTEST:

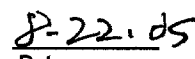
CITY CLERK

MAYOR

**APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION:**



City Attorney



Date

**CITY OF MIAMI BEACH
COMMISSION ITEM SUMMARY**



Condensed Title:

Ratification of a contract to Master Mechanical Services, Inc., in the total amount of \$48,321.88, for air conditioning and duct work replacement at Fire Station No. 1.

Issue:

Shall the City Commission Ratify a contract to Master Mechanical Services, Inc., in the total amount of \$48,321.88, for air conditioning and duct work replacement at Fire Station No. 1?

Item Summary/Recommendation:

In accordance with Resolution No. 2005-25857 adopted by the City Commission on April 20th, 2005 the Property Management Director, is providing General Contracting services including bidding, the award of contracts for work, and change orders for the air conditioning and duct work replacement at Fire Station No. 1. Under the provisions of the Resolution, contracts and purchases exceeding \$25,000 must be brought back to the City Commission for Ratification. After plans and specifications were prepared to meet the needs of the Project, four vendors were contacted to provide quotes for the work resulting in three responsive bids. After reviewing the bids and references, the Property Management Director determined that Master Mechanical Services, Inc., was the lowest responsive responsible bidder for the scope of work required and issued a contract that was reviewed by the Legal Department and executed by the Mayor and City Clerk for the execution of the work.

The Administration recommends that the Mayor and City Commission ratify a contract to Master Mechanical Services, Inc., in the total amount of \$48,321.88, for air conditioning and duct work replacement at Fire Station No. 1.

Advisory Board Recommendation:

N/A

Financial Information:

Amount to be expended:

Source of Funds:		Amount	Account	Approved
<div style="border: 1px solid black; width: 80px; height: 40px; margin: 0 auto;"></div> Finance Dept.	1	\$48,321.88	# 125.6333.069358	
	2			
	3			
	4			
	Total	\$48,321.88		

City Clerk's Office Legislative Tracking:

Brad A. Judd, Property Management Director

Sign-Offs:

Department Director	Assistant City Manager	City Manager

AGENDA ITEM C7G
DATE 9-8-05

CITY OF MIAMI BEACH

CITY HALL 1700 CONVENTION CENTER DRIVE MIAMI BEACH, FLORIDA 33139
www.miamibeachfl.gov



COMMISSION MEMORANDUM

To: Mayor David Dermer and
Members of the City Commission

Date: September 8, 2005

From: Jorge M. Gonzalez
City Manager

Subject: **A RESOLUTION OF THE MAYOR AND MEMBERS OF THE CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, RATIFYING A CONTRACT IN THE TOTAL AMOUNT OF \$48,321.88, TO MASTER MECHANICAL SERVICES, INC., TO PROVIDE FOR AIR CONDITIONING REPLACEMENT AND INTERIOR DUCT SYSTEM REPLACEMENT SERVICES AT FIRE STATION NO. 1.**

ADMINISTRATION RECOMMENDATION

Adopt the resolution.

ANALYSIS

As part of the development of the funding needs necessary for inclusion in the FY 04/05 Capital Renewal and Replacement projects budget, the air conditioning system at Fire Station No. 1 was identified and included in the funded projects list. The existing air conditioning system and duct work at the Fire Station No. 1 were both well beyond the rated life of the systems and were failing.

The Mayor and City Commission, at the April 20, 2005 Commission meeting, adopted Resolution No. 2005-25857, which authorized the Property Management Director to serve as the Certified General Contractor for all of the FY 04/05 Capital Renewal and Replacement projects. The Property Management Director exercised the authority given to him by the City Manager and City Commission, and developed scope of work specifications for the project and prepared a Request for Quotations #VA-QT01M-005 that was required to provide a method to obtain competitive bids for the work.

Four certified HVAC contractors were contacted to provide quotes for the air conditioning and duct replacement work. Of the four (4) firms that received bid packages, three (3) submitted quotes for the project.

After reviewing the quotes, and after checking background references, licensing, and insurance requirements, the Property Management Director determined that Master Mechanical Services, Inc., was the lowest responsive responsible bidder on the project. After review by the Legal Department and execution by the Mayor and City Clerk, a contract was issued to Master Mechanical Services, Inc., in the total amount of \$48,321.88, to provide

for air conditioning and duct work replacement services at Fire Station No. 1.

The Administration recommends that the Mayor and Members of the City Commission of The City of Miami Beach ratify the Property Management Director's contract to Master Mechanical Services, Inc., in the total amount of \$48,321.88, to provide for air conditioning and duct work replacement services at Fire Station No. 1.

JMG/RCM/FB/BAJ

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CITY OF MIAMI BEACH PROPERTY MANAGEMENT DIVISION
HVAC REPLACEMENT PROJECT, FIRE STATION #1
QUOTATION VA-QT 01M-005
TABULATION SHEET

DESCRIPTION	Master Mechanical Services, Inc.	Johnson Controls, Inc.	McConnell Air Conditioning, Inc.
Complete replacement of the air conditioning system, and	\$25,841.80	\$26,316.00	\$21,500.00
Duct replacement--metal	\$22,480.00	\$42,234.00	\$61,000.00
Total	\$48,321.80	\$68,550.00	\$82,500.00

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, RATIFYING A CONTRACT, IN THE TOTAL AMOUNT OF \$48,321.88, TO MASTER MECHANICAL SERVICES, INC., TO PROVIDE FOR AIR CONDITIONING REPLACEMENT AND INTERIOR DUCT SYSTEM REPLACEMENT SERVICES AT FIRE STATION NO. 1.

WHEREAS, because the existing air conditioning system and duct work system at the Fire Station No. 1 facility is well beyond the rated life of the system and failing, Fire Station No. 1 air conditioning needs were identified and included as part of the development of the funding for inclusion in the Fiscal Year (FY) 04/05 Capital Renewal and Replacement Projects budget; and

WHEREAS, the Mayor and City Commission, at the April 20, 2005 City Commission meeting, adopted Resolution No. 2005-25857, which authorized the Property Management Director to serve as the Certified General Contractor for the Fiscal Year 04/05 Capital Renewal and Replacement Projects, which included the air conditioning equipment replacement and partial interior duct system replacement at the Fire Station No. 1 facility; and

WHEREAS, the Property Management Director exercised the authority given to him by the City Manager and City Commission, and had plans and specifications prepared to address the scope of work that was necessary to obtain price quotes from contractors that specialized in air conditioning and duct work replacement; and

WHEREAS, after the plans and specifications were completed, Request for Quotations No. VA-QT 01M-005 was developed, and four (4) mechanical contractors were contacted to provide quotes for the project, which resulted in three (3) responsive quotes; and

WHEREAS, after reviewing the quotes, the Property Management Director determined that Master Mechanical Services, Inc., provided the lowest responsive responsible quote for the project; and

WHEREAS, a contract was issued to Master Mechanical Services, Inc., in the total amount of \$48,321.88, for the air conditioning equipment replacement and partial interior duct system replacement at the Fire Station No. 1 facility; and

WHEREAS, as required by Resolution No.2005-25857, the Administration hereby requests that the Mayor and City Commission ratify the aforesated contract, which is deemed necessary to complete the work on the air conditioning equipment replacement and partial interior duct system replacement at the Fire Station No. 1 facility.

NOW, THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, that the Mayor and City Commission hereby ratify a contract, in the total amount of \$48,321.88, to Master Mechanical Services, Inc., to provide for air conditioning equipment replacement and partial interior duct system replacement at the Fire Station No. 1 facility.

PASSED and ADOPTED THIS _____ **day of** _____ **2005.**

ATTEST:

CITY CLERK

MAYOR

**APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION**



City Attorney

8/31/05
Date

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**CITY OF MIAMI BEACH
COMMISSION ITEM SUMMARY**



Condensed Title:

Ratification of a contract to Homestead Concrete and Drainage Inc, in the total amount of \$41,175, for concrete and pavers installation work on the Richmond Section of the Beachwalk Project.

Issue:

Shall the City Commission Ratify a contract to Homestead Concrete and Drainage Inc, in the total amount of \$41,175, for concrete and pavers installation work on the Richmond Section of the Beachwalk Project?

Item Summary/Recommendation:

In accordance with Resolution No. 2005-25824 adopted by the City Commission on February 23, 2005, the Property Management Director is providing General Contracting services including bidding, the award of contracts for work, and change orders on the Richmond section of the Beachwalk project. Under the provisions of the Resolution, contracts and purchases exceeding \$25,000 must be brought back to the City Commission for Ratification. After plans and specifications were prepared to meet the needs of the Project, four vendors were contacted to provide quotes for the work resulting in three responsive bids. After reviewing the bids and references, the Property Management Director determined that Homestead Concrete and Drainage Inc. was the lowest responsive responsible bidder for the scope of work required and issued a contract that was reviewed by the Legal Department and executed by the Mayor and City Clerk for the execution of the work.

The Administration recommends that the Mayor and City Commission ratify a contract to Homestead Concrete and Drainage Inc. in the total amount of \$41,175, for concrete and pavers installation work on the Richmond Section of the Beach walk Project.

Advisory Board Recommendation:

N/A

Financial Information:

Amount to be expended:

Source of Funds:	Amount		Account	Approved
	1	\$41,175	# 365.2148.064357	
	2			
	3			
	4			
	Total	\$41,175		

Finance Dept.

City Clerk's Office Legislative Tracking:

Brad A. Judd, Property Management Director

Sign-Offs:

Department Director	Assistant City Manager	City Manager

AGENDA ITEM

C7H

DATE

9-8-05

CITY OF MIAMI BEACH

CITY HALL 1700 CONVENTION CENTER DRIVE, MIAMI BEACH, FLORIDA 33139
<http://ci.miami-beach.fl.us>



COMMISSION MEMORANDUM

DATE: September 8, 2005

TO: Mayor David Dermer and
Members of the City Commission

FROM: Jorge M. Gonzalez
City Manager

SUBJECT: A RESOLUTION OF THE MAYOR AND MEMBERS OF THE CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, RATIFYING A CONTRACT IN THE TOTAL AMOUNT OF \$41,175 TO HOMESTEAD CONCRETE AND DRAINAGE INC. FOR CONCRETE AND PAVERS INSTALLATION WORK ON THE RICHMOND SECTION OF THE BEACHWALK PROJECT.

ADMINISTRATION RECOMMENDATION

Ratify the resolution.

ANALYSIS

During the construction of the Miami Beach Beachwalk project, a section of the project behind the Richmond Hotel was not included in the original construction project due to unresolved issues with the hotel owners. Once the issues were resolved there was a need to complete the section of the Beachwalk that was not included in the original project.

The Mayor and City Commission, at the February 23, 2005 Commission meeting, adopted Resolution No. 2005-25824, which authorized the Property Management Director to serve as the Certified General Contractor for the construction of the Richmond section of the Beachwalk project.

The Property Management Director exercised the authority given to him by the City Manager and City Commission, and developed plans and specifications that were required to solicit bids for the scope of work required for the project.

An Invitation for Quotations NO: VA-QT04-005 was sent to four firms that specialize in concrete and pavers installation to address this portion of the project. Of the four firms contacted, three submitted quotes for the project. After checking background

references, plus licensing and insurance requirements, the Property Management Director determined that Homestead Concrete and Drainage Inc. was the lowest responsive responsible bidder on the project. A contract was prepared with Homestead Concrete and Drainage Inc. in the amount of \$41,175 which was reviewed and form approved by the Legal Department on July 6th, 2005. The contract was signed by the contractor and executed by the Mayor and City Clerk as required.

The Administration recommends that the Mayor and Members of the City Commission of The City of Miami Beach ratify the Property Management Director's contract to Homestead Concrete and Drainage Inc., in the amount of \$41,175, for concrete and Pavers installation on the Richmond section of the Beachwalk project.

JMG/RCM/FB/BAJ

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CITY OF MIAMI BEACH PROPERTY MANAGEMENT DIVISION
 BEACH WALK PROJECT (RICHMOND CONNECTION)
 VA-QT05-005
 TABULATION SHEET

DESCRIPTION	Homestead Concrete	F & L Construction, Inc.	Tran Construction	H & A Contracting
Installation of concrete lined brick-paved walkway	\$41,175.00	\$49,000.00	\$68,818.00	no response

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, RATIFYING A CONTRACT, IN THE TOTAL AMOUNT OF \$41,175, TO HOMESTEAD CONCRETE AND DRAINAGE INC., FOR CONCRETE AND PAVERS INSTALLATION WORK ON THE RICHMOND HOTEL SECTION OF THE BEACHWALK PROJECT.

WHEREAS, a section of the Beachwalk Project behind the Richmond Hotel was not included in the original Beachwalk construction project due to disputed issues that required resolution between the City and the Richmond Hotel owners; and

WHEREAS, once the issues were resolved, the City needed the portion of the Beachwalk project behind the Richmond Hotel completed to match the existing methods and construction used in the completed sections of the Beachwalk; and

WHEREAS, the Mayor and City Commission, at its February 23, 2005 Commission meeting, adopted Resolution No. 2005-25824, which authorized the Property Management Director to serve as the Certified General Contractor for the City's Beachwalk Project; and

WHEREAS, the Property Management Director exercised the authority given to him by the City Manager and City Commission, and had plans and specifications prepared to address the scope of work that was necessary to obtain price quotes from contractors that specialized in the different areas required to complete the Richmond Hotel section of the Beachwalk Project; and

WHEREAS, after the plans and specifications were completed, four (4) contractors that had specialization in concrete placement and pavers installation were contacted to provide quotes for the Project, which resulted in three (3) responsive quotes; and

WHEREAS, after reviewing the quotes, the Property Management Director determined that Homestead Concrete and Drainage Inc., provided the lowest responsive responsible quote for the Project; and

WHEREAS, a contract was issued to Homestead Concrete and Drainage Inc., in the total amount of \$41,175, for concrete and pavers installation at the Richmond Hotel section of the Beachwalk Project; and

WHEREAS, as required by Resolution No. 2005-25824, the Administration hereby requests that the Mayor and City Commission ratify the aforesated contract, which is deemed necessary to continue the work on the Beachwalk Project.

NOW, THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, that the Mayor and City Commission hereby ratify a contract, in the total amount of \$41,175, to Homestead Concrete and Drainage Inc., to provide for concrete and pavers installation at the Richmond Hotel section of the Beachwalk Project.

PASSED and ADOPTED THIS _____ **day of** _____ **2005.**

ATTEST:

CITY CLERK

MAYOR

APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION



City Attorney 8/2/05
Date

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**CITY OF MIAMI BEACH
COMMISSION ITEM SUMMARY**



Condensed Title:

Ratification of a contract to Gonzalez Painting and Waterproofing, Inc. in the total amount of \$55,800, to provide for pressure cleaning, waterproofing, and painting services at the City Hall Building.

Issue:

Shall the City Commission Ratify a contract to Gonzalez Painting and Waterproofing, Inc. in the total amount of \$55,800, to provide for pressure cleaning, waterproofing, and painting services at the City Hall Building?

Item Summary/Recommendation:

In accordance with Resolution No. 2005-25857 adopted by the City Commission on April 20th, 2005 the Property Management Director is providing General Contracting services including bidding, the award of contracts for work, and change orders for the pressure cleaning, waterproofing and painting of the City Hall Building. Under the provisions of the Resolution contracts and purchases exceeding \$25,000 must be brought back to the City Commission for Ratification. After plans and specifications were prepared to meet the needs of the Project, six vendors were contacted to provide quotes for the work resulting in six responsive bids. After reviewing the bids and references the Property Management Director determined that Gonzalez Painting and Waterproofing, Inc. was the lowest responsive responsible bidder for the scope of work required and issued a contract that was reviewed by the Legal Department and executed by the Mayor and City Clerk for the execution of the work.

The Administration recommends that the Mayor and City Commission ratify a contract to Gonzalez Painting and Waterproofing, Inc., in the total amount of \$55,800, to provide for pressure cleaning, waterproofing, and painting services at the City Hall Building

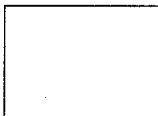
Advisory Board Recommendation:

N/A

Financial Information:

Amount to be expended:

Source of Funds:



Finance Dept.

	Amount	Account	Approved
1	\$55,800	# 125.6336.069358	
2			
3			
4			
Total	\$55,800		

City Clerk's Office Legislative Tracking:

Brad A. Judd, Property Management Director

Sign-Offs:

Department Director	Assistant City Manager	City Manager
<i>FD</i>	<i>AL</i>	<i>Judd</i>

AGENDA ITEM C7I
DATE 9-8-05

CITY OF MIAMI BEACH

CITY HALL 1700 CONVENTION CENTER DRIVE, MIAMI BEACH, FLORIDA 33139
<http://ci.miami-beach.fl.us>



COMMISSION MEMORANDUM

DATE: September 8, 2005

TO: Mayor David Dermer and
Members of the City Commission

FROM: Jorge M. Gonzalez
City Manager

SUBJECT: A RESOLUTION OF THE MAYOR AND MEMBERS OF THE CITY
COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA,
RATIFYING A CONTRACT IN THE TOTAL AMOUNT OF \$55,800,
TO GONZALEZ PAINTING AND WATERPROOFING, INC., TO
PROVIDE FOR PRESSURE CLEANING, WATERPROOFING, AND
PAINTING SERVICES AT THE CITY HALL BUILDING.

ADMINISTRATION RECOMMENDATION

Adopt the resolution.

ANALYSIS

Because of surface cracking of the exterior plaster, the general condition of the painted surfaces, and minor water intrusion into the City Hall facility there was a need to include the waterproofing and painting needs of the facility in the development of the FY 04/05 Capital Renewal and Replacement Projects.

The Mayor and City Commission, at the April 20, 2005 Commission meeting, adopted Resolution No. 2005-25857, which authorized the Property Management Director to serve as the Certified General Contractor for all of the FY 04/05 Capital Renewal and Replacement projects. The Property Management Director exercised the authority given to him by the City Manager and City Commission, and developed scope of work specifications for the project and prepared a Request for Quotations #VA-QT-10-005 that was required to provide a method to obtain competitive bids for the work.

Six commercial waterproofing and painting contractors were contacted to provide bids for the Project which resulted in six responsive bids for the Project. After reviewing the bids and after checking background references, licensing, and insurance requirements, the Property Management Director determined that Gonzalez Painting

and Waterproofing, Inc., provided the lowest responsive responsible bid for the Project.

After review by the Legal Department and execution by the Mayor and City Clerk, a contract was issued to Gonzalez Painting and Waterproofing, Inc., in the total amount of \$55,800, to provide to provide for pressure cleaning, waterproofing, and painting services at the City Hall Building.

The Administration recommends that the Mayor and Members of the City Commission of The City of Miami Beach ratify the Property Management Director's contract to Gonzalez Painting and Waterproofing, Inc., in the total amount of \$55,800, to provide for pressure cleaning, waterproofing, and painting services at the City Hall Building.

JMG/RCM/FHB/BAJ

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CITY OF MIAMI BEACH PROPERTY MANAGEMENT DIVISION
 PRESSURE CLEAN AND EXTERIOR PAINT AT CITY HALL
 QUOTATION VA-QT 01-005
 TABULATION SHEET

DESCRIPTION	Gonzalez Painting & Waterproofing	Pro-Max Painting Corporation	V.I.P. Painting	Snow White Painting	Unique Painting & Waterproofing	Vic's Painting
Pressure clean and exterior paint.	\$55,800.00	\$56,475.00	\$66,798.00	\$68,840.00	\$94,500.00	\$157,895.00

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, RATIFYING A CONTRACT, IN THE TOTAL AMOUNT OF \$55,800, TO GONZALEZ PAINTING AND WATERPROOFING, INC., TO PROVIDE FOR PRESSURE CLEANING, WATERPROOFING, AND PAINTING SERVICES AT MIAMI BEACH CITY HALL (THE PROJECT).

WHEREAS, because of minor water intrusion, surface cracking, and the overall condition of the paint on the Miami Beach City Hall Building, correction needs were identified and included as part of the development of the funding requirements for inclusion in the Fiscal Year (FY) 04/05 Capital Renewal and Replacement Projects budget; and

WHEREAS, the Mayor and City Commission, at the April 20, 2005 City Commission meeting, adopted Resolution No. 2005-25857, which authorized the Property Management Director to serve as the Certified General Contractor for the FY 04/05 Capital Renewal and Replacement Projects, which included the waterproofing and painting of the City Hall Building; and

WHEREAS, the Property Management Director exercised the authority given to him by the City Manager and City Commission, and had plans and specifications prepared to address the scope of work that was necessary to obtain price quotes from contractors that specialized in water proofing and paint work; and

WHEREAS, after the plans and specifications were completed, a Request for Quotations No. VA-QT-10-005 was developed, and six (6) commercial waterproofing and painting contractors were contacted to provide quotes for the Project, and resulted in six (6) responsive quotes; and

WHEREAS, after reviewing the quotes and insurance requirements, the Property Management Director determined that Gonzalez Painting and Waterproofing, Inc., provided the lowest responsive responsible quote for the Project; and

WHEREAS, a contract was issued to Gonzalez Painting and Waterproofing, Inc., in the total amount of \$55,800, for pressure cleaning, waterproofing, and painting services at the City Hall Building; and

WHEREAS, as required by Resolution No.2005-25857, the Administration hereby requests that the Mayor and City Commission ratify the aforesated contract, which is deemed necessary to complete the work on the pressure cleaning, waterproofing, and painting services at the Miami Beach City Hall Building.

NOW, THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, that the Mayor and City Commission hereby ratify a contract, in the total amount of \$55,800, to Gonzalez Painting and Waterproofing, Inc., for pressure cleaning, waterproofing, and painting services at Miami Beach City Hall (the Project).

PASSED and ADOPTED THIS _____ **day of** _____ **2005.**

ATTEST:

CITY CLERK

MAYOR

APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION



City Attorney

8/31/05
Date

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**CITY OF MIAMI BEACH
COMMISSION ITEM SUMMARY**



Condensed Title:

Ratification of a contract to Johnson Controls, Inc., in the total amount of \$41,504, for air conditioning and duct work replacement at the Public Works Yard facility.

Issue:

Shall the City Commission Ratify a contract to Johnson Controls, Inc., in the total amount of \$41,504, for air conditioning equipment replacement at the Public Works Yard facility?

Item Summary/Recommendation:

In accordance with Resolution No. 2005-25857 adopted by the City Commission on April 20, 2005 the Property Management Director is providing General Contracting services including bidding, the award of contracts for work, and change orders for the air conditioning equipment replacement at the Public Works Yard facility. Under the provisions of the Resolution, contracts and purchases exceeding \$25,000 must be brought back to the City Commission for Ratification. After plans and specifications were prepared to meet the needs of the Project, four vendors were contacted to provide quotes for the work resulting in three responsive bids. After reviewing the bids and references, the Property Management Director determined that Johnson Controls, Inc. was the lowest responsive responsible bidder for the scope of work required and issued a contract that was reviewed by the Legal Department and executed by the Mayor and City Clerk for the execution of the work.

The Administration recommends that the Mayor and City Commission ratify a contract to Johnson Controls, Inc., in the total amount of \$41,504, for air conditioning equipment replacement at the Public Works Yard facility.

Advisory Board Recommendation:

N/A

Financial Information:

Amount to be expended:

Source of Funds:		Amount	Account	Approved
<div style="border: 1px solid black; width: 80px; height: 40px; margin: 0 auto;"></div> Finance Dept.	1	\$41,504	# 125.6334.069358	
	2			
	3			
	4			
	Total	\$41,504		

City Clerk's Office Legislative Tracking:

Brad A. Judd, Property Management Director

Sign-Offs:

Department Director	Assistant City Manager	City Manager

AGENDA ITEM

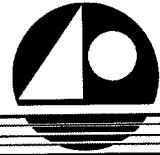
CTJ

DATE

9-8-05

CITY OF MIAMI BEACH

CITY HALL 1700 CONVENTION CENTER DRIVE, MIAMI BEACH, FLORIDA 33139
<http://ci.miami-beach.fl.us>



COMMISSION MEMORANDUM

DATE: September 8, 2005

TO: Mayor David Dermer and
Members of the City Commission

FROM: Jorge M. Gonzalez
City Manager

SUBJECT: A RESOLUTION OF THE MAYOR AND MEMBERS OF THE CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, RATIFYING A CONTRACT, IN THE TOTAL AMOUNT OF \$41,504, TO JOHNSON CONTROLS, INC., TO PROVIDE FOR AIR CONDITIONING EQUIPMENT REPLACEMENT SERVICES AT THE PUBLIC WORKS YARD FACILITY.

ADMINISTRATION RECOMMENDATION

Adopt the resolution.

ANALYSIS

As part of the development of the funding needs necessary for inclusion in the FY 04/05 Capital Renewal and Replacement projects budget, the air conditioning equipment replacement for the Public Works Yard facility was identified and included in the funded projects list. The existing air conditioning equipment at the facility is well beyond the rated life of the systems and are failing.

The Mayor and City Commission, at the April 20, 2005 Commission meeting, adopted Resolution No. 2005-25857 which authorized the Property Management Director to serve as the Certified General Contractor for all of the FY 04/05 Capital Renewal and Replacement projects. The Property Management Director exercised the authority given to him by the City Manager and City Commission and developed scope of work specifications for the project and prepared a Request for Quotations #VA-QT02M-005 that was required to provide a method to obtain competitive bids for the work.

Four certified HVAC contractors were contacted to provide quotes for the air conditioning equipment replacement work. Of the four (4) firms that received bid packages, three (3) submitted quotes for the project.

After reviewing the quotes and checking background references, licensing, and insurance requirements, the Property Management Director determined that Johnson Controls, Inc. was the lowest responsive responsible bidder on the project. After review by the Legal Department and execution by the Mayor and City Clerk, a contract was issued to Johnson Controls, Inc., in the total amount of \$41,504, to provide for air conditioning equipment replacement services at the Public Works Yard facility.

The Administration recommends that the Mayor and Members of the City Commission of The City of Miami Beach ratify the Property Management Director's contract to Johnson Controls, Inc., in the total amount of \$41,504, to provide for air conditioning equipment replacement services at the Public Works Yard facility.

JMG/RCM/FB/BAJ

c:\Capital R&R Commission Items\Fire Station #1Project\Ratify HVAC Fire 1 RESO.DOC

CITY OF MIAMI BEACH PROPERTY MANAGEMENT DIVISION
HVAC REPLACEMENT PROJECT, PUBLIC WORKS OPERATION BUILDING
QUOTATION VA-QT 02M-005
TABULATION SHEET

DESCRIPTION	Johnson Controls, Inc.	McConnell Air Conditioning, Inc.	Master Mechanical Services, Inc.
Replacement of seven (7) air conditioning units, new piping, duct work, controls, etc	\$41,504.00	\$45,500.00	\$53,909.40

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND THE CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, RATIFYING A CONTRACT, IN THE TOTAL AMOUNT OF \$41,504, TO JOHNSON CONTROLS, INC., TO PROVIDE FOR AIR CONDITIONING EQUIPMENT REPLACEMENT SERVICES AT THE PUBLIC WORKS YARD FACILITY.

WHEREAS, because the existing air conditioning equipment at the Public Works Yard facility is well beyond the rated life of the system and failing, the facility air conditioning needs were identified and included as part of the development of the funding for inclusion in the Fiscal Year (FY) 04/05 Capital Renewal and Replacement Projects budget; and

WHEREAS, the Mayor and City Commission, at the April 20, 2005 City Commission meeting, adopted Resolution No. 2005-25857, which authorized the Property Management Director to serve as the Certified General Contractor for the Fiscal Year 04/05 Capital Renewal and Replacement Projects, which included the air conditioning equipment replacement at the Public Works Yard facility; and

WHEREAS, the Property Management Director exercised the authority given to him by the City Manager and City Commission, and had plans and specifications prepared to address the scope of work that was necessary to obtain price quotes from contractors that specialized in air conditioning equipment replacement; and

WHEREAS, after the plans and specifications were completed, Request for Quotations No. VA-QT02M-005 was developed, and four (4) mechanical contractors were contacted to provide quotes for the project, which resulted in three (3) responsive quotes; and

WHEREAS, after reviewing the quotes, the Property Management Director determined that Johnson Controls, Inc., provided the lowest responsive responsible quote for the project; and

WHEREAS, a contract was issued to Johnson Controls Inc., in the total amount of \$41,504, for air conditioning equipment replacement services at the Public Works Yard facility; and

WHEREAS, as required by Resolution No.2005-25857, the Administration hereby requests that the Mayor and City Commission ratify the aforestated contract, which is deemed necessary to complete the work on the air conditioning equipment replacement at the Public Works Yard facility.

NOW, THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, that the Mayor and City Commission hereby ratify a contract, in the total amount of \$41,504, to Johnson Controls, Inc., to provide for air conditioning equipment replacement at the Public Works Yard facility.


PASSED and ADOPTED THIS _____ **day of** _____ **2005.**

ATTEST:

CITY CLERK

MAYOR

**APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION**



City Attorney

8/13/05
Date

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CITY OF MIAMI BEACH
COMMISSION ITEM SUMMARY



Condensed Title:

A Resolution setting a first public hearing to consider extending the approval of the Miami Beach Convention Center as a venue for conventions, expositions or events involving adult materials, and referring the matter to the Land Use and Development Committee.

Issue:

Should the City Commission extend the approval of the Miami Beach Convention Center as a location to hold events involving adult materials?

Item Summary/Recommendation:

The provision of s. 847.0134, Florida Statutes prohibits adult entertainment establishments that display, sell, or distribute materials harmful to minors within 2,500 feet of the real property that comprises a public or private elementary school, middle school, or secondary school; however, municipalities may approve the location under proceedings as provided in s. 166.041 (3) (c). On January 14, 2004, the City Commission approved by Resolution No. 2004-25458 an ordinance approving the location (Miami Beach Convention Center), contingent upon certain regulations, with such approval set to sunset on January 14, 2006.

The Administration recommends that the City Commission set a first reading public hearing for a time certain on October 19, 2005, and concurrently refer the matter to the Land Use and Development Committee for consideration.

Advisory Board Recommendation:

The Planning Board is scheduled to hear this matter at a public hearing on September 27, 2005.

Financial Information:

Source of Funds:		Amount	Account	Approved
<div></div> <div>Finance Dept.</div>	1	n/a		
	2			
	3			
	4			
	Total			

City Clerk's Office Legislative Tracking:

Doug Tober

Sign-Offs:

Department Director	Assistant City Manager	City Manager

AGENDA ITEM C7K
DATE 9-8-05



CITY HALL 1700 CONVENTION CENTER DRIVE MIAMI BEACH, FLORIDA 33139
www.miamibeachfl.gov

COMMISSION MEMORANDUM

To: Mayor David Dermer and
Members of the City Commission

Date: September 8, 2005

From: Jorge M. Gonzalez
City Manager

Subject: Setting of the first Public Hearing and Referral to Land Use and Development Committee –
Extending the Waiver Approving the Miami Beach Convention Center for Conventions,
Expositions or Events Involving Adult Materials

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, SETTING A FIRST PUBLIC HEARING TO CONSIDER EXTENDING THE APPROVAL OF THE MIAMI BEACH CONVENTION CENTER AS A VENUE FOR CONVENTIONS, EXPOSITIONS OR EVENTS INVOLVING ADULT MATERIALS, PURSUANT TO THE PROVISIONS OF SECTION 847.0134, FLORIDA STATUTES; AND REFERRING THE MATTER TO THE LAND USE AND DEVELOPMENT COMMITTEE.

ADMINISTRATION RECOMMENDATION:

The Administration recommends that the City Commission set a first reading public hearing for a time certain on October 19, 2005, and concurrently refer the matter to the Land Use and Development Committee.

BACKGROUND:

The provision of s. 847.0134, Florida Statutes, prohibits adult entertainment establishments that display, sell, or distribute materials harmful to minors within 2,500 feet of the real property that comprises a public or private elementary school, middle school, or secondary school; however, municipalities may approve the location under proceedings as provided in s. 166.041 (3) (c). This process requires two public hearings before the City of Miami Beach City Commission and a recommendation from the Planning Board, also under the public hearing process.

On January 14, 2004, the City Commission approved Resolution No. 2004-25458, a resolution approving the location (Miami Beach Convention Center), contingent upon certain regulations as listed herein, with such approval set to sunset on January 14, 2006. The aforementioned resolution was prompted by the request to present an event entitled Gay Erotica Expo at the Miami Beach Convention Center, which was held on June 5-6, 2004. No other event defined as adult entertainment has occurred since that time.

Pursuant to a request from Victory Tradeshow Management, Inc. to present an event on May 26-28, 2006 entitled "The Exxxotica Expo," a public show meeting the definition of an adult entertainment event, and such date requested occurring beyond the sunset date of the existing resolution (Resolution No. 2004-25458), the Convention Center and Administration are requesting the approval of the location of the Miami Beach Convention Center as a venue for the presentation of adult entertainment events. The request is to approve the location to hold such events, subject to the restrictions and guidelines delineated in the Booking Requirements and Operating Requirements approved on January 14, 2004, as listed below and further incorporated in any resolution that may result from this referral. It is further recommended that no additional sunset provision be included.

Booking Requirements for Adult Entertainment Oriented Events

*The following **Operating Requirements for Adult Entertainment Oriented Events** shall be used as operating criteria with respect to conduct for any adult entertainment oriented events to occur at the Miami Beach Convention Center. The requirements will be added to the Terms and Conditions of the Lease Agreement issued by the Miami Beach Convention Center (Operator) and executed by Lessee and allow the Lessee the opportunity to immediately cure and remedy any violations prior to the operator invoking its right to terminate the lease and close the show. The Lessee shall incorporate the **Operating Requirements** established herein into the exhibitor rules and regulations issued by the event organizer and shall be known by exhibitors that any violation of the requirements shall be cause for immediate expulsion from the show.*

- *Convention Center Management shall book events only into Hall C, located in the southwest quadrant of the facility, so as to minimize proximity to the residential areas on Washington Avenue and to Miami Beach Senior High School,*
- *Entrance is to be permitted only from Convention Center Drive.*
- *No more than two (2) conventions, expositions or events involving adult materials per year shall be permitted.*

Operating Requirements for Adult Entertainment Oriented Events

1. *All patrons and personnel shall be prohibited from the following: The display of less than completely and opaquely covered genitals, pubic region, buttocks, anus or female breasts below a point immediately above the top of the areolas.*
2. *Sexual activities are prohibited. Sexual activities include the fondling or other erotic touching of genitals, pubic region, buttocks, anus or female breasts.*
3. *Lessee shall provide at its expense a reasonable number of event security personnel as determined by the Convention Center to provide crowd control and to monitor compliance with the terms and conditions of this Agreement.*

4. Lessee shall post signs prohibiting unlawful conduct at the entrance doors of the leased exhibit space. The size, wording and placement of any and all signs to be displayed in the public lobby area are subject to the prior approval of the General Manager of the Convention Center.
5. Lessee shall be responsible for insuring that all exhibitors, attendees, Lessee staff, and any other invitees and guests of Lessee shall comply with all applicable laws with respect to activities and materials inside the leased premises.
6. No adult or obscene materials shall be visible from any public right of way.
7. The hours of operation for this type of event at the Convention Center shall be no earlier than 9 a.m. and no later than 2 a.m.
8. No one under 18 years of age shall be admitted to these types of events. This minimum age may be increased voluntarily by event lessees if they so desire. The minimum age shall be 21 years of age if alcohol is sold at the event.
9. Lessee shall cooperate fully with representatives of the Miami Beach Police Department during the event and shall make no attempt to circumvent or undermine the law enforcement efforts of any officer patrolling the area.
10. The general public shall be permitted to bring cameras into the show as long as approved signs are posted in the exhibit area discouraging inappropriate conduct and behavior.
11. Lessee shall inform each and every exhibitor, in writing, of the **Operating Requirements** for participation as an exhibitor in the event and incorporate the exact language into all exhibitor agreements.
12. Prior to setting up exhibit space at the Miami Beach Convention Center, Lessee shall have each and every exhibitor execute an acknowledgement of the **Operating Requirements** that was included in the exhibitor agreement issued by Lessee. A copy of exhibitor agreements shall be provided to Operator by Lessee upon request.
13. Lessee shall supervise the show and exhibitor conduct at all times and be available at all times to take any and all appropriate actions to immediately remedy any violation.
14. Should any violation of the **Operating Requirements** occur, Lessee shall take immediate action to eject the exhibitor's personnel or any invitee or guest of an exhibitor contributing to the violation of the **Operating Requirements** and shall immediately close the exhibit.
15. Failure of the Lessee to take the above-stated action or attempt to prevent any violation of the **Operating Requirements** shall constitute a material breach of the Lease Agreement and shall be grounds for immediate termination of this contract and closure of the show.
16. Any violation of any of the terms and conditions of this Agreement or any law by the Lessee, Lessee's agents or staff, an exhibitor, any exhibitor personnel, or any invitee or guest of an exhibitor or Lessee shall constitute a material breach of this Agreement and shall be grounds for the immediate

termination of this contract and closure of show. In such event, Lessee shall not be entitled to a refund of any portion of the prepaid rental fee or any other fees for incidental services (electrical, plumbing, etc.). Lessee acknowledges and agrees that the City of Miami Beach, SMG and the Miami Beach Convention Center, its officers, agents and employees shall not be responsible or liable for any injury, damage loss or expense incurred by Lessee or its exhibitors as a result of such termination or closure of the show following a breach of contract. Lessee further waives any and all claims for damages or losses against the City of Miami Beach, SMG and the Miami Beach Convention Center, its officers, agents and employees which may arise as a result of the closure of the show following a breach of this contract, and Lessee shall indemnify and hold harmless the City of Miami Beach, SMG and the Miami Beach Convention Center from any and all such claims made by Lessee's exhibitors.

CONCLUSION

It is recommended that this resolution be referred to the Land Use and Development Committee to discuss whether to extend the approval of the location of the Convention Center as a venue to hold events that involve adult materials, not subject to any further sunset provision.

The procedure set forth in 166.041 (3) (c) F.S. refers to the process by which a municipality may approve the location under certain proceedings. This procedure requires that the City Commission hold two advertised public hearings. At least one hearing shall be held after 5:00 p.m. The first public hearing shall be held at least seven days after the day that the first advertisement is published. The second public hearing shall be held at least ten days after the first hearing and shall be advertised at least five days prior to the public hearing. Immediately following the public hearing at the second reading, the City Commission may adopt the ordinance by an affirmative vote of five-sevenths of all members of the City Commission.

JMG/HF/MAS/dt

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RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, SETTING A FIRST PUBLIC HEARING TO CONSIDER EXTENDING THE APPROVAL OF THE MIAMI BEACH CONVENTION CENTER AS A VENUE FOR CONVENTIONS, EXPOSITIONS OR EVENTS INVOLVING ADULT MATERIALS, PURSUANT TO THE PROVISIONS OF SECTION 847.0134, FLORIDA STATUTES; AND REFERRING THE MATTER TO THE LAND USE AND DEVELOPMENT COMMITTEE.

WHEREAS, Victory Tradeshow Management, Inc. has requested approval from SMG, as the City's manager at the Miami Beach Convention Center (MBCC), to hold "The Exxxotica Expo" event at MBCC from May 26-28, 2006; and

WHEREAS, such event will involve vendors and exhibitors demonstrating and selling their products, including adult entertainment products; and

WHEREAS, a determination was made that, due to the nature of certain products which will be demonstrated and/or exhibited at the event, "The Exxxotica Expo" would fall under Section 847.0134, Florida Statutes, which prohibits the location of an adult entertainment establishment within 2,500 of a school, unless approved by the municipality in accordance with the process prescribed in the statute; and

WHEREAS, Section 847.0134, Florida Statutes, states that an adult entertainment establishment that sells, rents, loans, distributes, transmits, shows, or exhibits adult materials, may not be located within 2,500 feet of the real property that comprises a public or private elementary school, middle school, or secondary school, unless the county or municipality approves the location under proceedings as provided in Section 166.041 (3) (c), Florida Statutes, which requires the local governing body to hold two advertised public hearings, at least one of which shall be held after 5 p.m.

WHEREAS, the required statutory approval of the MBCC for events which may contain the exhibition and/or display of adult materials, as contemplated by Section 847.0134, Florida Statutes, was previously approved by Resolution No. 2004-25458, on January 14, 2004, subject to such approval sunseting two years later, or January 14, 2006; and

WHEREAS, in order to allow "The Exxxotica Expo", and other events which may contain exhibition and/or display of adult materials, as defined by Section 847.0134, Florida Statutes, to be held at MBCC, the Mayor and City Commission must extend the time period (which has expired under Resolution No. 2004-25458) permitting such events, and allowing the MBCC to hold this event, and other similar events in the future; and

WHEREAS, the Administration would recommend that the Mayor and City Commission hereby set the first required public hearing to consider same, and further recommend that the Mayor and City Commission refer this matter to the Land Use and Development Committee.

NOW, THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA THAT the first Public Hearing is hereby set to be held to consider extending the approval of the Miami Beach Convention Center as a venue for conventions, expositions or events involving adult materials, pursuant to the provisions of Section 847.0134, Florida Statutes; said public hearing to be held in the City Commission Chambers, 1700 Convention Center Drive, Third Floor, Miami Beach, Florida, on October 14, 2005, and the City Clerk is hereby authorized to provide notice of same pursuant to Section 166.041(3)(c), Florida Statutes; this request is further forwarded to the Land Use and Development Committee for its consideration.

PASSED AND ADOPTED this 8th day of September, 2005.

Attest:

MAYOR

CITY CLERK

**APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION**

M. M. Dublin 9-1-05
City Attorney Date

**CITY OF MIAMI BEACH
COMMISSION ITEM SUMMARY**



Condensed Title:

A Resolution Ratifying the City Manager's Ranking of Proposals Received for the Design, Installation, On-Going Servicing and Maintenance of a Citywide Holiday Decorations Program; Ratifying the Administration's Negotiations with the Top-Ranked Firm of Christmas Designers, Inc.; and Further Authorizing the Mayor and City Clerk to Execute an Agreement with Christmas Designers, Inc. Upon Completion of Successful Negotiations by the Administration.

Issue:

Shall the City Commission adopt the resolution?

Item Summary/Recommendation:

At its July 27, 2005 meeting, the City Commission adopted a Resolution granting the City Manager, or his designee, the authorization to sign all contracts, agreements, purchase orders, change orders, and grant applications; renew any existing contracts, for an appropriate period of time; terminate existing contracts, as needed, from the last Commission meeting on July 27, 2005, until the first regularly scheduled Commission meeting on September 8, 2005, subject to ratification by the City Commission at its first regularly scheduled meeting on September 8, 2005.

Because the holiday decorations must be in place by November 23, 2005 and based on the required lead time necessary for the design and manufacturing of the holiday decorations, at this time of year, time is of the essence.

The City Manager via Letter to Commission (LTC) No. 200-2005, appointed an Evaluation Committee ("the Committee"). The Committee members were provided 20-minute presentations, followed by a 20-minute question and answer session from the three firms.

At the conclusion of deliberations, the majority (7 of 8) of the Evaluation Committee members ranked Christmas Designer's proposal as the top-ranked proposal and the Committee unanimously agreed that the City would begin to see a significant improvement in the Holiday Decorations Program from previous years with a suggested annual budget of \$500,000 rather than the current funding of \$150,000.

In order for the City to conduct successful negotiations with Christmas Designers, Inc. in a timely fashion, the Administration proposes to use the members of the City Beautification Committee to review and approve the holiday lights concept, as time will not allow another presentation to the City Commission at a scheduled meeting. The City of Miami Beach's Beautification Committee will convene and discuss and approve the various design concepts. This meeting will be publicly noticed and the Evaluation Committee members and the City Commission will be invited to attend to view the concepts being presented and to give input prior to final direction being given to contractor.

Christmas Designers, Inc. has advised the City that due to the time needed to build custom designs they can assure the City a high quality program of up to \$300,000 this year with the ability to add to it next year should the City decide to. Accordingly the City Manager is recommending an amount of up to \$300,000 be allocated to the first year of the holiday decorations program.

ADOPT THE RESOLUTION.

Advisory Board Recommendation:

Financial Information:

Source of Funds:		Amount	Account	Approved
<div style="border: 1px solid black; width: 100px; height: 40px; margin-bottom: 5px;"></div> Finance Dept.	1	\$150,000	011.9307.000355.	
	2	\$150,000	F.Y. 04/05 Resort Tax Contingency	
	Total	\$300,000		

City Clerk's Office Legislative Tracking:

Gus Lopez

Sign-Offs:

Department Director		Assistant City Manager		City Manager	
GL _____	KS _____	RM _____		JMG _____	

T:\AGENDA\2005\Sep0805\Regular\HOLIDAYDECORATIONSSummary.dot

AGENDA ITEM

C7L

DATE

9-8-05

CITY OF MIAMI BEACH

CITY HALL, 1700 CONVENTION CENTER DRIVE MIAMI BEACH, FLORIDA 33139
www.miamibeachfl.gov



COMMISSION MEMORANDUM

To: Mayor David Dermer and
Members of the City Commission

Date: September 8, 2005

From: Jorge M. Gonzalez
City Manager

A handwritten signature in black ink, likely belonging to Jorge M. Gonzalez, the City Manager.

Subject: **A RESOLUTION RATIFYING THE CITY MANAGER'S RANKING OF PROPOSALS RECEIVED, PURSUANT TO REQUEST FOR PROPOSALS (RFP) NO. 28-04/05, FOR THE DESIGN, INSTALLATION, ON-GOING SERVICING AND MAINTENANCE OF A CITYWIDE HOLIDAY DECORATIONS PROGRAM; RATIFYING THE ADMINISTRATION'S NEGOTIATIONS WITH THE TOP-RANKED FIRM OF CHRISTMAS DESIGNERS, INC.; AND AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AN AGREEMENT WITH CHRISTMAS DESIGNERS, INC. UPON COMPLETION OF SUCCESSFUL NEGOTIATIONS BY THE ADMINISTRATION; FURTHER AUTHORIZING AND APPROPRIATING \$150,000 FROM THE CITY'S 2004 - 2005 RESORT TAX CONTINGENCY FOR A PROJECT COST NOT TO EXCEED \$300,000.**

ADMINISTRATION RECOMMENDATION

Adopt the Resolution.

FUNDING

\$300,000 \$150,000 is included in the FY 2005/06 Proposed Budget Account Number 011.9307.000355 and \$150,000 from the City's 2004-05 Resort Tax Contingency.

ANALYSIS

At its July 27, 2005 meeting, the City Commission adopted a Resolution granting the City Manager, or his designee, the authorization to sign all contracts, agreements, purchase orders, change orders, and grant applications; renew any existing contracts, for an appropriate period of time; terminate existing contracts, as needed, from the last Commission meeting on July 27, 2005, until the first regularly scheduled Commission meeting on September 8, 2005, subject to ratification by the City Commission at its first regularly scheduled meeting on September 8, 2005.

Because the holiday decorations must be in place by November 23, 2005 and based on the required lead time necessary for the design and manufacturing of the holiday decorations, at this time of year, time is of the essence.

ANALYSIS (Continued)

In order for the City to conduct successful negotiations with Christmas Designers, Inc. in a timely fashion, the Administration proposes to use the members of the City Beautification Committee to review and approve the holiday lights concept, as time will not allow another presentation to the City Commission at a scheduled meeting. The City of Miami Beach's Beautification Committee will convene and discuss and approve the various design concepts. This meeting will be publicly noticed and the Evaluation Committee members and the City Commission will be invited to attend to view the concepts being presented and to give input prior to final direction being given to contractor.

The City of Miami Beach upon completion of successful negotiations will enter into an agreement with Christmas Designers for the design, installation, on-going servicing and maintenance of a citywide holiday decorations program. The holiday decorations program will be provided from mid-November through early January with actual dates to be determined by the City annually. The annual maintenance will include replacement of lamps, and the removal, and storage of the holiday decorations during a three (3) year lease period. At the end of the three (3) year lease period, the holiday decorations will become property of the City of Miami Beach.

The City's existing contract to provide holiday lighting installation and service will expire on November 23, 2005. The contract will address holiday decorations at appropriate locations throughout the City. The new contract may result in light displays in different areas that have been historically served in order to improve the overall quality of the display. The current budget allocated for this contract is **\$150,000 annually**.

In the last two (2) years, the City has experienced difficulty in some corridors with power supply from the County controlled light poles that have limited the holiday lighting effort. In addition, concerns have been raised by the community as to the overall program quality.

The expiration of the current holiday decorations contract provides an opportunity to explore the current program as well as to expand the program.

The expanded scope of service will provide staff with flexibility in the contract for site selection, program growth, cost negotiation and maintenance/inspection issues. The overall program will address the goal of installing holiday decorations and lighting displays which are unique to the City of Miami Beach. All lighting installations will be sensitive to and recognize the religious diversity of our community.

ADVERTIZED SCOPE OF SERVICES

GENERAL

The work specified will consist of furnishing all labor, machinery, tools, means of transportation, supplies, equipment, materials, services and all incidentals necessary to provide complete holiday decorations as specified herein. It is the goal of the City to establish a holiday decorations program that will encompass the following objectives:

ANALYSIS (Continued)

- * Evaluate potential sites identified by the City that when decorated would have substantial impact on a large number of our residents, tourists and day visitors. These areas could include but not be limited to the following sites:
- * Major entry points to the City (5th Street, 41st Street, 71st Street).
- * Feature sites - North Shore Park Youth Center, Scott Rakow Youth Center and City Hall.
- * Sites that were decorated in past years including Alton Road at 5th Street, 5th Street between Alton Road and Ocean Drive, Ocean Drive from 5th Street to 15th Street, Washington Avenue from 5th Street to Lincoln Road, Lincoln Road Mall, Collins Avenue from 39th Street to 58th Street, Collins Avenue from 61st Street to 76th Street, Normandy Fountain Area-71st Street, and 41st Street.
- * Planning consideration should also be given for additional lighting at each site or at additional sites in future years.
- * Based on the site evaluations design/develop individual non-sectarian holiday decorations concepts for the sites selected. Concepts represented scenarios based on annual citywide budgets of **\$200,000, \$500,000, \$700,000 and \$1 million.**
- * Plan should include and address all electrical power needed to service the decorations. A twenty four (24) hour dedicated contact with an expected maintenance response time will be required.
- * Contractor will be responsible for the installation, inspection and on-going servicing of all decoration during the season (Mid-November – early January with actual dates to be determined by the City annually), annual maintenance (including replacement of lamps), removal, and storage of the holiday decorations during a three (3) year lease period. At the end of the three (3) year lease period, the holiday decorations will become property of the City of Miami Beach.
- * Contractor has inspected the City's current holiday lighting inventory and has determined these holiday decorations as unserviceable. After the initial year the contractor will inspect and repair all usable City owned fixtures, decorations, materials, etc. before the City begins ordering/purchasing additional holiday decorations for the following year.

ANALYSIS (Continued)

MINIMUM REQUIREMENTS / QUALIFICATIONS:

Christmas Designers, Inc. has been in business for over 25 years, which meets the required minimum of three (3) years experience in the design, installation and maintenance of holiday decorations and have submitted a minimum of four separate completed projects, of \$50,000.00 or more for a similar Scope of Work as required.

The Contractor is a State of Florida Certified Electrical Contractor and therefore will be able to obtain any/all required permits from the City of Miami Beach Building /Electrical Department, for the completion of this Project.

References have been secured by the Procurement Division and this Firm comes highly recommended. They submitted the following references:

- | | |
|-----------------------------|----------------------------|
| * City of Weston ** | * Maroone Auto Plaza ** |
| * City of Coral Gables ** | * Town of Palm Beach |
| * Gaylord Palms ** | * City of Lighthouse Point |
| * Westin Diplomat Resort ** | * LaSalle Properties |

** Denotes projects over \$50,000.

On June 8, 2005, the City Commission authorized the issuance of a Request for Proposals (RFP) to solicit proposals from professional firms with the capacity and experience to provide the design, installation, on-going servicing and maintenance of a Citywide Holiday Decorations Program.

RFP No. 28-04/05 was issued on June 24, 2005, with an opening date of July 25, 2005. Bidnet issued bid notices to five (5) prospective bidders, and the Procurement Division issued an additional five (5) bid notices which resulted in the receipt of the following three (3) proposals.

- Brandano Displays, Inc
- Christmas Designers, Inc.
- Initial Tropical Plants, Inc.

The City Manager via Letter to Commission (LTC) No. 200-2005, appointed an Evaluation Committee ("the Committee") consisting of the following individuals:

- Zoila Datorre, Miami Beach Resident
- Elizabeth Resnick, Resident and Chair of the City's Beautification Committee
- Helene Owen, Resident and member of the City's Beautification Committee
- Steven Haas, Chair of the Miami Beach Visitor and Convention Authority (Business/tourism)

ANALYSIS (Continued)

- Ada Llerandi, Resident and Chair of the Cultural Arts Council
- Marvin Sarria, Street Lighting Operations Supervisor, Public Works Dept.
- Dale Bryant, Landscape Architect, Parks & Recreation Department
- Nannette Rodriguez, Public Information Officer, City Manager's Office

On August 12, 2005, the Committee convened. Committee Member Steven Haas was selected as the Chairperson for the Committee. The Committee was provided information relative to the scope of services, and direction relative to the Cone of Silence and Government in the Sunshine Law.

Additionally, the Committee reviewed references secured by the Procurement staff, and discussed the RFP evaluation criteria and weighted score, which was used to evaluate and rank the proposals.

The Committee members were then provided 20-minute presentations, followed by a 20-minute question and answer session by each of the three firms.

After the firms' presentations, the Committee members discussed the firms proposals based on the evaluation criteria below and then ranked the firms accordingly:

<u>Evaluation Criteria/Factors:</u>	<u>Weight</u>
Creativity/quality of design concepts and proposed decorations:	40%
Best value of decorations to the City:	20%
Ability, capacity and skill of the bidder to provide the services:	20%
Character, integrity, reputation, judgment, experience and efficiency of the bidder:	10%
Past experience and proven quality of performance on previous contracts for similar services:	10%
Total:	100 %

Committee Members	Brandano Displays	Christmas Designers	Initial Tropical Plants
Zoila Datorre	75 (2)	100 (1)	35 (3)
Elizabeth Resnick	72 (2)	96 (1)	3 (3)
Helene Owen	45 (2)	90 (1)	40 (3)
Steven Haas	83 (2)	88 (1)	44 (3)
Ada Llerandi	89 (1)	87 (2)	50 (3)
Marvin Sarria *	100 (2) *	100 (1) *	70 (3)
Dale Bryant	89 (2)	96 (1)	31 (3)
Nannette Rodriguez	80 (2)	95 (1)	79 (3)

* This Committee Member scored the two Firms the same however he went on record to state that Christmas Designers, Inc. was his top-ranked Firm based on the originality of their proposed designs, their ability, capacity and skill of the Firm to provide the required services and their ability to provide a design that will complement with the architecture of

the City of Miami Beach.

Commission Memorandum
Request for Proposals No. 28-04/05
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ANALYSIS (Continued)

Christmas Designers Inc. was deemed to have the best proposal based on their excellent creativity and quality of design concepts created by their award winning designer, John Cantenese who has been employed by the Firm for over 6 years, and that their proposed decorations would provide the best value initially and over the term of the contract. They indicated to the Committee that they have a clear understanding of the uniqueness of the City and that when all proposed locations within the City are decorated they would have substantial impact on a large number of the City's residents, tourists and day visitors.

The Evaluation Committee unanimously agreed that based on the four (4) different budgets that the City would begin to see a significant improvement in the Holiday Decorations Program from previous years with an annual budget of \$500,000.

Based on discussions with Christmas Designers, Inc. they have indicated that they could provide a Holiday Decorations Program for \$300,000 by November 23, 2005 based on the available time frame and that they could provide the budgeted program negotiated for the following years.

The following action steps will be taken to implement this program:

- Administration has initiated negotiations with Christmas Designers, Inc. to develop a preliminary scope of services to include potential site locations, concepts for these locations and a basic budget for each concept by location.
- A publicly noticed meeting of the Beautification Committee will be convened to present the preliminary scope of services, concepts and budgets. Input and approval will be solicited from the Beautification Committee and the members of the Evaluation Committee and City Commission, who will also be invited to attend, prior to a final scope of services being approved.
- The Administration will finalize the agreement with the contractor to begin the work for the 2005 holiday season.
- A Letter to Commission will be sent advising the Commission of the final scope of services and a time line for implementation.

CONCLUSION

Adopt the resolution.

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RESOLUTION NO. _____

A RESOLUTION RATIFYING THE CITY MANAGER'S RANKING OF PROPOSALS RECEIVED, PURSUANT TO REQUEST FOR PROPOSALS (RFP) NO. 28-04/05, FOR THE DESIGN, INSTALLATION, ON-GOING SERVICING AND MAINTENANCE OF A CITYWIDE HOLIDAY DECORATIONS PROGRAM; RATIFYING THE ADMINISTRATION'S NEGOTIATIONS WITH THE TOP-RANKED FIRM OF CHRISTMAS DESIGNERS, INC.; AND AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AN AGREEMENT WITH CHRISTMAS DESIGNERS, INC. UPON COMPLETION OF SUCCESSFUL NEGOTIATIONS BY THE ADMINISTRATION; FURTHER AUTHORIZING AND APPROPRIATING \$150,000 FROM THE FISCAL YEAR 2004 - 2005 RESORT TAX CONTINGENCY, FOR A PROJECT COST NOT TO EXCEED \$300,000.

WHEREAS, RFP No. 28-04/05 for the design, installation, on-going servicing and maintenance of a Citywide holiday decorations program was issued on June 24, 2005, with an opening date of July 25, 2005; and

WHEREAS, Bidnet issued bid notices to five (5) prospective bidders, and the Procurement Division issued an additional five (5) bid notices which resulted in the receipt of the following three (3) proposals; and

WHEREAS, The City Manager via Letter to Commission (LTC) No. 200-2005, appointed an Evaluation Committee ("the Committee") consisting of the following individuals:

- Zoila Datorre, Miami Beach Resident
- Elizabeth Resnick, Resident and Chair of the City's Beautification Committee
- Helene Owen, Resident and member of the City's Beautification Committee
- Steven Haas, Chair of the Miami Beach Visitor and Convention Authority (Business/tourism)
- Ada Llerandi, Resident and Chair of the Cultural Arts Council
- Marvin Sarria, Street Lighting Operations Supervisor, Public Works Dept.
- Dale Bryant, Landscape Architect, Parks & Recreation Department
- Nannette Rodriguez, Public Information Officer, City Manager's Office; and

WHEREAS, the Committee members met on August 12, 2005 and they were provided 20-minute presentations, followed by a 20-minute question and answer session from the following three firms:

- Brandano Displays, Inc.
- Christmas Designers, Inc.
- Initial Tropical Plants; and

WHEREAS, at the conclusion of deliberations, the majority (7 of 8) of the Evaluation Committee members ranked Christmas Designer's proposal as the top-ranked proposal and the Committee unanimously agreed that the City would begin to see a significant improvement in the Holiday Decorations Program from previous years with a suggested annual budget of \$500,000 rather than the current funding of \$150,000; and

WHEREAS, the City Manager has reviewed the Evaluation Committee's recommendation, and recommends that the Mayor and City Commission accept the Committee's recommendation, relative to the ranking of firms pursuant to RFQ No. 10-04/05; and

WHEREAS, the City Manager further recommends appropriating an additional \$150,000 from the City's 2004-05 Resort Tax Contingency; and

WHEREAS, at its July 27, 2005 meeting, the City Commission adopted a Resolution granting the City Manager, or his designee, the authorization to sign all contracts, agreements, purchase orders, change orders, and grant applications; renew any existing contracts, for an appropriate period of time; terminate existing contracts, as needed, from the last Commission meeting on July 27, 2005, until the first regularly scheduled Commission meeting on September 8, 2005, subject to ratification by the City Commission at its first regularly scheduled meeting on September 8, 2005; and

WHEREAS, because the holiday decorations must be in place by November 23, 2005 and based on the required lead time necessary for the design and manufacturing of the holiday decorations, at this time of year, time is of the essence; and

WHEREAS, the City of Miami Beach upon completion of successful negotiations will enter into an agreement with Christmas Designers for the design, installation, on-going servicing and maintenance of a citywide holiday decorations program. The holiday decorations program will be provided from mid-November through early January with actual dates to be determined by the City annually. The annual maintenance will include replacement of lamps, and the removal, and storage of the holiday decorations during a three (3) year lease period. At the end of the three (3) year lease period, the holiday decorations will become property of the City of Miami Beach; and

NOW, THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND THE CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, that the Mayor and City Commission hereby ratify the City Manager's rankings of proposals received pursuant to Request For Proposals (RFP) No. 28-04/05, for the design, installation, on-going servicing and maintenance of Citywide holiday decorations program; ratify the Administration's negotiations with the top-ranked firm of Christmas Designers, Inc., upon completion of successful negotiations by the Administration; and further authorize and appropriate \$150,000 from the City's Fiscal Year 2004 – 2005 Resort Tax Contingency, for a project cost not to exceed \$300,000.

PASSED and ADOPTED this ____ day of _____, 2005.

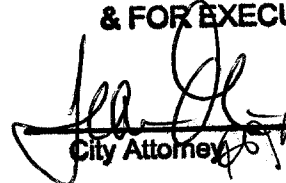
ATTEST:

CITY CLERK

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MAYOR

**APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION**



City Attorney

9-2-05

Date